

HOUSE No. 682

By Mr. Tobin of Quincy, petition of A. Stephen Tobin and Colleen M. Garry relative to establishing new sentencing guidelines. The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand and Five.

AN ACT TO ESTABLISH SENTENCING GUIDELINES.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Subsection (c) of section 32A of chapter 94C of
2 the General Laws, as appearing in the 2000 Official Edition, is
3 hereby amended by adding the following three sentences:— In the
4 case of mitigating circumstances as stated in subsection (c) of
5 section 8 of chapter 211G, this offense shall be integrated into the
6 sentencing guidelines grid. The penalty imposed shall be from
7 within the guidelines range, with the minimum sentence repre-
8 senting two-thirds of the maximum sentence. There shall be no
9 further departures from the sentencing guidelines range.

1 SECTION 2. Paragraph (2) of subsection (a) of said section
2 32E of said chapter 94C, as so appearing, is hereby amended by
3 adding the following three sentences:— In the case of mitigating
4 circumstances as stated in subsection (c) of section 8 of chapter
5 211G, this offense shall be integrated into the sentencing guide-
6 lines grid. The penalty imposed shall be from within the guide-
7 lines range, with the minimum sentence representing two-thirds of
8 the maximum sentence. There shall be no further departures from
9 the sentencing guidelines range.

1 SECTION 3. Paragraph (3) of said subsection (a) of said
2 section 32E of said chapter 94C, as so appearing, is hereby
3 amended by adding the following three sentences:— In the case of
4 mitigating circumstances as stated in subsection (c) of section 8 of

5 chapter 211G, this offense shall be integrated into the sentencing
6 guidelines grid. The penalty imposed shall be from within the
7 guidelines range, with the minimum sentence representing two-
8 thirds of the maximum sentence. There shall be no further depar-
9 tures from the sentencing guidelines range.

1 SECTION 4. Paragraph (1) of subsection (b) of said section
2 32E of said chapter 94C, as so appearing, is hereby amended by
3 adding the following three sentences:— In the case of mitigating
4 circumstances as stated in subsection (c) of section 8 of chapter
5 211G, this offense shall be integrated into the sentencing guide-
6 lines grid. The penalty imposed shall be from within the guide-
7 lines range, with the minimum sentence representing two-thirds of
8 the maximum sentence. There shall be no further departures from
9 the sentencing guidelines range.

1 SECTION 5. Paragraph (2) of said subsection (b) of said
2 section 32E of said chapter 94C, as so appearing, is hereby
3 amended by adding the following three sentences:— In the case of
4 mitigating circumstances as stated in subsection (c) of section 8 of
5 chapter 211G, this offense shall be integrated into the sentencing
6 guidelines grid. The penalty imposed shall be from within the
7 guidelines range, with the minimum sentence representing two-
8 thirds of the maximum sentence. There shall be no further depar-
9 tures from the sentencing guidelines range.

1 SECTION 6. Paragraph (1) of subsection (c) of said section
2 32E of said chapter 94C, as so appearing, is hereby amended by
3 adding the following three sentences:— In the case of mitigating
4 circumstances as stated in subsection (c) of section 8 of chapter
5 211G, this offense shall be integrated into the sentencing guide-
6 lines grid. The penalty imposed shall be from within the guide-
7 lines range, with the minimum sentence representing two-thirds of
8 the maximum sentence. There shall be no further departures from
9 the sentencing guidelines range.

1 SECTION 7. Paragraph (2) of said subsection (c) of said
2 section 32E of said chapter 94C, as so appearing, is hereby
3 amended by adding the following three sentences:— In the case of

4 mitigating circumstances as stated in subsection (c) of section 8 of
5 chapter 211G, this offense shall be integrated into the sentencing
6 guidelines grid. The penalty imposed shall be from within the
7 guidelines range, with the minimum sentence representing two-
8 thirds of the maximum sentence. There shall be no further depar-
9 tures from the sentencing guidelines range.

1 SECTION 8. Section 32J of said chapter 94C, as so appearing,
2 is hereby amended by adding the following three sentences:— In
3 the case of mitigating circumstances as stated in subsection (c) of
4 section 8 of chapter 211G, this offense shall be integrated into the
5 sentencing guidelines grid. The penalty imposed shall be from
6 within the guidelines range, with the minimum sentence repre-
7 senting two-thirds of the maximum sentence. There shall be no
8 further departures from the sentencing guidelines range.

1 SECTION 9. Section 130 of chapter 127 of the General Laws,
2 as so appearing is hereby amended by striking out the first sen-
3 tence and inserting in place thereof the following three sen-
4 tences:— No prisoner shall be granted a parole permit merely as a
5 reward for good conduct but only if the parole board is of the
6 opinion that there is a reasonable probability that, if such prisoner
7 is released, in light of appropriate conditions and community
8 supervision, he will live and remain at liberty without violating
9 the law and that his release is compatible with the welfare of
10 society. In making this determination, the board shall consider
11 whether, during the period of incarceration, the prisoner has par-
12 ticipated in available work opportunities and education or treat-
13 ment programs, and demonstrated good behavior. The board shall
14 also consider whether risk reduction programs made available
15 through collaboration with criminal justice agencies would mini-
16 mize the probability of the prisoner re-offending once released.

1 SECTION 10. Section 136 of said chapter 127, as so appearing,
2 is hereby amended by adding the following sentence:— The parole
3 board shall have the option to (1) grant parole, subject to the condi-
4 tions or limitations as deemed appropriate, (2) deny parole, subject
5 to reconsideration at a specified date with recommendations for
6 interim program participation or treatment, or (3) deny parole.

1 SECTION 11. Section 3 of chapter 211E of the General Laws, as
2 so appearing, is hereby amended by inserting after the word “part”,
3 in line 8, the following words:— except for the imposition of split
4 sentences to the house of correction pursuant to chapter 211G.

1 SECTION 12. Said section 3 of said chapter 211E, as so
2 appearing, is hereby further amended by striking out, in lines 15
3 and 92, the word “non-exclusive” and inserting in place thereof, in
4 each instance, the following word:— exclusive.

1 SECTION 13. Said section 3 of said chapter 211E, as so
2 appearing, is hereby amended by inserting after the word
3 “statute”, in line 127, the following words:— only to the extent
4 provided by chapter 211G.

1 SECTION 14. Subsection (f) of section 3 of said chapter 211E, as
2 so appearing, is hereby amended by adding the following sen-
3 tence:— The commission shall not later than June 1st and annually
4 thereafter report its determination of the type and amount of correc-
5 tional resources needed and the analysis resulting in such determina-
6 tion to the aforementioned persons, the house and senate committees
7 on ways and means and the joint committee on criminal justice.

1 SECTION 15. Section 4 of said chapter 211E, as so appearing,
2 is hereby amended by striking out, in lines 4 and 5, and in lines 13
3 and 14, the words “application of the sentencing guidelines” and
4 inserting in place thereof, in each instance, the following
5 words:— placement within the sentencing grid.

1 SECTION 16. Post-Incarceration Supervision. For all sentences to
2 incarceration for a period of twelve months or more which are
3 imposed in accordance with the sentencing guidelines as established
4 in this chapter, including minimum mandatory sentences, there shall
5 be imposed a period of post-incarceration supervision. The period of
6 post-incarceration supervision shall be imposed as follows: a period
7 of six months for a sentence with a maximum term greater than or
8 equal to twelve months but less than thirty months; a period of twelve
9 months for a sentence with a maximum greater than or equal to thirty
10 months but less than sixty months; a period of twenty-four months
11 for a sentence with a maximum term greater than or equal to sixty

12 months. The total term of incarceration for the offense plus any additional commitment for a violation of a condition of post-incarceration supervision that does not otherwise constitute a new offense, shall not be greater than the maximum term fixed by statute for the governing offense. During the period of post-incarceration supervision, the prisoner shall be subject to the supervision of the Parole Board under such terms and conditions as established by the Board.

The post-incarceration supervision period shall be deemed completed if the prisoner completes the sentence to incarceration while on parole, if the prisoner is granted a certificate of termination of sentence pursuant to G.L. c. 127, § 130A, if the prisoner is subject upon release from custody to lifetime parole pursuant to section 133C of chapter 127, or if upon completion of the sentence the prisoner is immediately committed to a sentence of incarceration, to the custody of any other state or federal authority, or to the custody of immigration authorities. The post-incarceration supervision shall be stayed for any period the prisoner is in custody pursuant to any order of custody under chapter 123A. The post-incarceration supervision period shall be deemed completed upon commitment pursuant to section 14 of chapter 123A. In all other circumstances, the period of post-incarceration supervision shall commence upon discharge from the sentence.

During the period of post-incarceration supervision, the prisoner shall be subject to the jurisdiction of the parole board in accordance with section 130 of chapter 127. The prisoner may be supervised in another jurisdiction in accordance with sections 151A through 151L of chapter 127 and shall be considered on parole for the purposes of such supervision. By a majority vote of a panel of the parole board after a hearing and for good cause, the parole board may terminate the period of post-incarceration supervision at any time before completion.

An individual who violates a condition of post-incarceration supervision shall be subject to the provisions of section 149 of chapter 127. Upon a first violation, the prisoner may be incarcerated for a period no greater than two months or the maximum remaining period of post-incarceration supervision, whichever is less, if such violation does not otherwise constitute a criminal offense. Upon a second violation, the prisoner may be incarcerated for a period no greater than six months or the maximum remaining period of post-incarceration supervision, whichever is less, if such violation does not otherwise constitute a criminal offense. Upon a third or subsequent violation the

52 prisoner, may be incarcerated for a period no greater than twelve
53 months or the maximum remaining period of post-incarceration
54 supervision, whichever is less, if such violation does not otherwise
55 constitute a criminal offense. If such violation otherwise constitutes a
56 criminal offense, said period of incarceration shall be served on and
57 after any sentence received for commission of the new offense. In the
58 event that the prisoner has been convicted of more than one offense,
59 post-incarceration supervision may be imposed if the maximum sen-
60 tence on all offenses has not been served.

61 Notwithstanding Section 23 of Chapter 279, where the defen-
62 dant is sentenced to the house of correction, the total term of
63 incarceration for any offense plus any additional commitment for
64 violation of a condition or conditions of post-incarceration super-
65 vision pursuant to section 17 of chapter 211G shall not exceed the
66 longest term fixed by law for the punishment of the crime of
67 which the prisoner has been convicted or if the defendant is
68 serving a sentence after being convicted of only one offense, two
69 and one half years, whichever is less.

1 SECTION 17. Section 5 of chapter 211F of the General Laws,
2 as appearing in the 2000 Official Edition, is hereby amended by
3 inserting after the word “justice”, in line 3, the following
4 words:— , the house and senate committees on ways and means.

1 SECTION 18. The General Laws are hereby amended by
2 inserting after chapter 211F the following chapter:—

3 **CHAPTER 211G.**
4 **SENTENCING GUIDELINES.**

5 Section 1. Definitions. As used in this chapter the following
6 words shall have the following meanings:—

7 “Adjudication of delinquency”, a determination or finding pur-
8 suant to section 58 of chapter 119 that a juvenile is a delinquent child.

9 “Conviction”, a finding or verdict of guilt for a criminal offense
10 or an adjudication as a youthful offender pursuant to section 58 of
11 chapter 119.

12 “Criminal history group”, the classification of an offender’s pre-
13 vious record of criminal convictions or adjudications of delinquency
14 as set forth on the horizontal axis of the sentencing guidelines grid.

15 “Departure from the guidelines”, a sentence imposed outside
16 the sentencing range contained in the applicable grid cell for the
17 particular offense.

18 “Governing offense”, the offense having the highest offense
19 seriousness level among multiple offenses arising out of the same
20 criminal conduct.

21 “Grid cell”, the intersection on the sentencing guidelines grid
22 between the offense seriousness level and the criminal history group.

23 “Intermediate sanction”, a nonincarcerative sentence, or portion
24 thereof, which includes a level of restriction, such as standard pro-
25 bation, intensive supervision probation, community service, home
26 confinement, and day reporting, and which may be coupled with
27 components, such as residential programming, substance abuse
28 treatment, restitution, continuing education, vocational training,
29 special education, and psychological counseling.

30 “Mandatory minimum sentence”, the provision of a criminal
31 penalty for a particular offense which specifies the minimum term
32 of incarceration and prohibits suspension of any sentence, place-
33 ment on file, continuance without a finding, probation, and release
34 on parole until the minimum term of imprisonment has been served.

35 “Master crime list”, the list in which offenses in Massachusetts
36 currently punishable by a term of imprisonment are ranked for
37 purposes of the sentencing guidelines.

38 “Offense seriousness levels”, the categories for ranking crim-
39 inal offenses as set forth in the master crime list and on the ver-
40 tical axis of the sentencing guidelines grid.

41 “Post-incarceration supervision”, a period of parole supervision
42 to commence upon a prisoner’s release from a sentence of impris-
43 onment where the prisoner has served the full sentence within a
44 correctional facility.

45 “Same criminal conduct”, any 2 or more offenses committed
46 during a single criminal incident.

47 “Sentencing commission”, the Massachusetts sentencing com-
48 mission as defined in section 1 of chapter 211E.

49 “Sentencing event”, an appearance before a court of competent
50 jurisdiction during which sentence is imposed for 1 or more con-
51 victions or adjudications of delinquency.

52 “Sentencing guidelines”, all provisions set forth in this chapter
53 which direct or guide judges in sentencing.

54 “Sentencing guidelines grid”, the sentencing matrix, with
55 offenses classified on a vertical axis and criminal history groups
56 classified on a horizontal axis, and which contains a sentencing
57 guidelines range within each grid cell.

58 “Sentencing guidelines range”, the range of any sentence,
59 including the range of intermediate sanctions, which may be
60 imposed in each grid cell without constituting a departure from
61 the sentencing guidelines.

62 “Split sentence”, a sentence to a house of correction which is
63 suspended in part and includes a specified period of incarceration
64 followed by a specified period of probation or intermediate sanc-
65 tion or both.

66 “Staircased offense”, a criminal offense which is ranked in
67 more than 1 offense seriousness level on the basis of the existence
68 of a specified factor.

69 “Statutory minimum sentence”, the provision of a criminal
70 penalty for a particular offense which does not require the imposi-
71 tion of incarceration, but specifies the minimum term of incarcera-
72 tion, when incarceration is imposed.

73 Section 2. There are established, consistent with the provisions of
74 section 3 of chapter 211E, sentencing guidelines in the form of a
75 sentencing guidelines grid with offenses classified on the vertical
76 axis according to seriousness and criminal history classified on the
77 horizontal axis according to severity. Within each grid cell there is a
78 sentencing guidelines range, consistent with the provisions of sub-
79 paragraph (c) of paragraph (3) of subsection (a) of section 3 of said
80 chapter 211E. The sentencing guidelines grid includes 3 sentencing
81 guidelines zones:— (1) an incarceration zone, where only a sentence
82 to incarceration is within the sentencing guidelines range and a sen-
83 tence to an intermediate sanction constitutes a departure from the
84 sentencing guidelines; (2) a discretionary zone, where either a sen-
85 tence to incarceration or a sentence to an intermediate sanction are
86 within the sentencing guidelines range; and (3) an intermediate sanc-
87 tion zone, where only a sentence to an intermediate sanction is
88 within the sentencing guidelines range and a sentence to incarcera-
89 tion constitutes a departure from the sentencing guidelines. The
90 following sentencing guidelines grid shall be used as a basis for sen-
91 tencing for convictions of all applicable offenses for which incarcera-
92 tion is a possible sanction under existing statutes, except for those
93 offenses with mandatory minimum sentences listed in section 8.

**Sentencing Guidelines Grid
Criminal History Group**

Offense Seriousness Level	A No/Minor Record	B Moderate Record	C Serious Record	D Violent Repetitive	E Serious Violent
9	Life	Life	Life	Life	Life
8	120 -180 Mos.	135 - 203 Mos.	156-234 Mos.	194-292 Mos.	275-413 Mos.
7	60 - 90 Mos.	68 - 102 Mos.	84 - 126 Mos.	108 - 162 Mos.	160 - 240 Mos.
6	40 - 60 Mos.	45 - 67 Mos.	50 - 75 Mos.	60 - 90 Mos.	80 - 120 Mos.
5	12 - 36 Mos. IS-IV IS-III IS-II	24 - 36 Mos. IS-IV IS-III IS-II	36 - 54 Mos.	48 - 72 Mos.	60 - 90 Mos.
4	0 - 24 Mos. IS-IV IS-III IS-II	3 - 30 Mos. IS-IV IS-III IS-II	6 - 30 Mos. IS-IV IS-III IS-II	20 - 30 Mos.	24 - 36 Mos.
3	0 - 12 Mos. IS-IV IS-III IS-II IS-I	0 - 15 Mos. IS-IV IS-III IS-II IS-I	0 - 18 Mos. IS-IV IS-III IS-II IS-I	0 - 24 Mos. IS-IV IS-III IS-II	20 - 30 Mos. IS-IV IS-III IS-II
2	IS-III IS-II IS-I	0 - 6 Mos. IS-III IS-II IS-I	0 - 6 Mos. IS-IV IS-III IS-II IS-I	0 - 9 Mos. IS-IV IS-III IS-II IS-I	0 - 12 Mos. IS-III IS-II IS-I
1	IS-III IS-II IS-I	IS-III IS-II IS-I	IS-IV IS-III IS-II IS-I	0 - 3 Mos. IS-IV IS-III IS-II IS-I	0 - 6 Mos. IS-II IS-I

Sentencing Guidelines Zones

 Incarceration Zone

 Discretionary Zone

 Intermediate Sanction Zone

Intermediate Sanctions Levels

IS-IV 24-Hour Restriction

IS-III Daily Accountability

IS-II Standard Supervision

IS-I Financial Accountability

*** Note: The numbers in each cell represent the range from which the judge selects the maximum sentence; the minimum sentence is 2/3rds of the maximum sentence and constitutes the initial parole eligibility date.

94 Section 3. Offenses which permit incarceration are ranked
95 according to offense seriousness level. Murder, as defined in
96 section 1 of chapter 265, is placed at the highest level of the sen-
97 tencing guidelines grid and for this offense the sentencing provi-
98 sions of section 2 of said chapter 265 apply. The offense
99 seriousness rankings are set forth in the following master crime
100 list, which contains the following information:—

101 (a) A “YES” in this column denotes application of the sen-
102 tencing guidelines grid. A “NO” in this column indicates the sen-
103 tencing guideline grid is not applicable, and an alternate penalty
104 provision as provided for in this chapter is applicable.

105 (b) All offenses on the master crime list are ranked according to
106 seriousness. For offenses to which the sentencing guidelines grid
107 applies, the offense seriousness level of the governing offense
108 determines the placement of the offender on the vertical axis.

109 For all offenses, the offense seriousness level also represents
110 the level to which a prior conviction is to be assigned for purposes
111 of determining the criminal history group.

112 (c) The following notes apply to certain offenses contained in
113 the master crime list:

114 (1) “Note A” refers to offenses where the sentencing guidelines
115 range exceeds the statutory maximum sentence in certain grid
116 cells. In such circumstances, the sentencing guidelines range
117 applies, except that no sentence imposed may exceed the statutory
118 maximum sentence, as provided in section 9.

119 (2) “Note B” refers to offenses where the statutory minimum
120 sentence exceeds the sentencing guidelines range in certain grid
121 cells. In such circumstances, it is not a departure from the sen-
122 tencing guidelines for a judge to impose a sentence within the sen-
123 tencing guidelines range, nor is it a departure from the sentencing
124 guidelines for a judge to impose the statutory minimum sentence,
125 as provided in paragraph (e) of said section 8.

126 (3) “Note C” refers to offenses with mandatory minimum sen-
127 tences in violation of chapter 94C. The sentencing guidelines for
128 these offenses are set forth in paragraph (c) of said section 8.

129 (4) “Note D” refers to certain firearms offenses and certain
130 offenses pertaining to operating a motor vehicle or boat under the
131 influence which may have mandatory minimum sentences. The

132 sentencing guidelines for these offenses are set forth in paragraphs
133 (a) and (b) of said section 8.

134 (5) “Note E” refers to certain other offenses which have manda-
135 tory minimum sentences. The sentencing guidelines for these
136 offenses are set forth in paragraph (d) of said section 8.

137 (6) “Note F” refers to certain offenses for which a sentence to
138 an intermediate sanction constitutes a departure from the sen-
139 tencing guidelines.

140 (7) “Note G” refers to staircased offenses. The staircase factors
141 are described in subsection (a) of section 4.

142 (8) “Note H” refers to offenses for which the criminal history
143 group of the defendant is enhanced as described in subsection (b)
144 of said section 4.

145 (9) “Note I” refers to offenses for which the level is contingent
146 on the level assigned to the underlying substantive offense and is
147 the same as the level assigned to the underlying substantive
148 offense, except that no sentence may exceed the statutory max-
149 imum sentence, as provided in section 9.

150 (10) “Note J” refers to offenses for which the level is contin-
151 gent on the level assigned to the underlying substantive offense
152 and is one level lower than the level assigned to the underlying
153 substantive offense, except that no sentence may exceed the statu-
154 tory maximum sentence, as provided in section 9.

155 (d) The General Law reference for a particular offense.

156 (e) The General Law reference for a particular offense penalty
157 provision when different from the offense reference.

158 (f) A specified factor, beyond the required elements for an
159 offense, which determines the offense seriousness level.

160 (g) The master crime list also incorporates information existing
161 elsewhere in the General Laws. Any discrepancies between the
162 following items of information reproduced in the master crime list
163 and as they appear in the General Laws are to be resolved in favor
164 of those provisions of the General Laws which set forth the penal-
165 ties for the particular offense.

166 (1) “Offense” — an abbreviated offense description;

167 (2) “Penalty Type” — felony or misdemeanor;

168 (3) “Mandatory Time” — the mandatory minimum sentence,
169 where applicable;

170 (4) “Min H/C” — the statutory minimum sentence to the house
171 of correction, where applicable;

172 (5) “Max H/C” — the statutory maximum sentence to the house
173 of correction, where applicable;

174 (6) “Min Prison” — the statutory minimum sentence to the
175 state prison, where applicable; and,

176 (7) “Max Prison” — the statutory maximum sentence to the
177 state prison where applicable.

178 Where an offense is not found in the master crime list, the
179 judge shall impose an appropriate sentence, having due regard for
180 the purposes of sentencing set forth in section 2 of chapter 211E.

181 The master crime list follows:—

2005]

HOUSE — No. 682

13

Grid Level	Offense Seriousness	Offense Notes	Offense Reference	Offense Penalty	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 1	c. 1 s. 5				BOUNDARY MARK DAMAGE TO COMMONWEALTH c. 1 s. 5	Misd.			6 months			
Yes 2	c. 3 s. 28A				WITNESS FAIL TESTIFY BEFORE GENERAL CT c. 3 s. 28A	Misd.		30 days	1 year			
Yes 1	Note A c. 5 s. 1				PREVAIL WAGE PRINTER FAIL PAY SUBSQ OFF. c. 5 s. 1	Misd.			3 months	1 year		
Yes 2	c. 6 s. 131F				BLIND AID PROGRAM FALSE STATEMENT TO c. 6 s. 131F	Misd.				1 year		
Yes 2	c. 6 s. 139	c. 6 s. 141			BLIND, UNLICENSED SOLICITATION FOR c. 6 s. 139	Misd.		3 months	1 year			
Yes 2	c. 6 s. 178				CORR. DISSEMINATE/SEEK UNLAWFULLY/FALSIFY c. 6 s. 178	Misd.			1 year			
Yes 3	c. 6 s. 178H				FAILURE TO REGISTER OR VERIFY REGISTRATION INFO BY SEX OFFENDER R.c. 6 s. 178H	Misd.				2 1/2 years		
Yes 5	c. 6 s. 178H				FAILURE TO REGISTER OR VERIFY REGISTRATION INFO BY SEX OFFENDER, SUBSQ. OFF. c. 6 s. 178H	Misd.		90 days	2 1/2 years			
Yes 2	c. 6 s. 178N				SEX OFFENDER REGISTRY INFORMATION, ILLEGAL USE OF c. 6 s. 178N	Misd.			2 1/2 years			
Yes 2	c. 6 s. 183				IMPROPER USE OR DISSEMINATION OF MOTOR VEHICLE INSURANCE MERIT RATING BOARD c. 6 s. 183	Misd.				1 year		
Yes 1	Note A c. 6 A s. 13				INSPECTOR, OBSTRUCT DIV OF STANDARDS c. 6 A s. 13	Misd.		2 months				
Yes 1	Note A c. 7 s. 11				A&F INQUIRY, DISTURB, OR WITNESS FAIL TESTIFY AT c. 7 s. 11	Misd.		1 month				
Yes 1	Note A c. 7 s. 22 cl. 18	c. 7 s. 22 cl. 18			PREVAIL WAGE, MEAT OR CLOTHING SUPPLIER/F PAY 2ND AND SUBSQ OFF. c. 7 s. 22 cl. 18	Misd.			3 months			
Yes 2	c. 7 A s. 14	through 19			COMPTROLLER'S EMPLOYEE FINANCE VIOL BY c. 7 A s. 14	Misd.				1 year		
Yes 1	c. 9 s. 27C				ARCHEOLOGICAL VIOLATION c. 9 s. 27C	Misd.			6 months			
Yes 2	c. 10 s. 30				LOTTERY TICKET, ALTER/FORGE/COUNTERFEIT/TAMPER OR PASS FALSE c. 10 s. 30	Felony		2 years	3 years			
Yes 2	c. 10 s. 30A				STATE LOTTERY LICENSE/JOB PROMISE c. 10 s. 30A	Felony			2 1/2 years			
Yes 2	c. 10 s. 30A				STATE LOTTERY EMPLOYEE, IMPERSONATE c. 10 s. 30A	Misd.		1 year				
Yes 2	c. 10 s. 38	through 40	c. 10 s. 40		BEANO GAME, VIOLATIONS c. 10 s. 38 through 40	Misd.				1 year		
Yes 2	c. 12 s. 8F				CHARITY FILE FALSE ANNUAL REPORT c. 12 s. 8F	Misd.				1 year		
Yes 6	c. 12 s. 11				CIVIL RIGHTS ORDER VIOLATION WITH INJURY c. 12 s. 11	Felony						
Yes 3	c. 12 s. 11				CIVIL RIGHTS ORDER VIOLATION c. 12 s. 11	Misd.				2 1/2 years		
Yes 3	c. 12 s. 11L				RESTRAINING ORDER VIOLATION BY UNLICENSED HEALTH OR MENTAL HEALTH PROFESSIONAL c. 12 s. 11L	Misd.				2 1/2 years		
Yes 1	c. 12A s. 13				INSPECTOR GENERAL CONFIDENTIALITY VIOL c. 12A s. 13	Misd.			6 months			
Yes 1	c. 12A s. 15				INSPECTOR GENERAL CONFIDENTIALITY VIOL c. 12A s. 15	Misd.			6 months			
Yes 1	Note A c. 15C s. 4(g)				MASSACHUSETTS EDUCATIONAL AUTHORITY, CONFLICT OF INTEREST BY MEMBER c. 15C s. 4(g)	Misd.			1 month			
Yes 2	c. 18 s. 3B				PUBLIC ASSISTANCE FRAUD c. 18 s. 3B	Misd.			1 year			
Yes 1	Note A c. 18 s. 3F				PUBLIC ASSISTANCE, FATHER ABANDON FAMILY FOR PURPOSE OF c. 18 s. 3F	Misd.			3 months			

Offense Seriousness	Offense Level Notes	Offense Reference	Offense Penalty	Offense Reference	Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 5	c. 18B s. 22	c. 268 s. 1	ADOPTION AND MEDICAL ASSISTANCE FOR INTERSTATE CHILDREN; FALSE STATEMENT c. 18B s. 22	Felony					2 1/2 years	20 years		
Yes 2	c. 19 s. 19		MENTALLY ILL, UNLIC FACILITY FOR 2ND AND SUBSQ. OFF c. 19 s. 19	Misd.					2 years			
Yes 2	c. 19B s. 5(e)		MENTALLY RETARDED UNLIC FACILITY FOR c. 19B s. 5(e)	Misd.					2 years			
Yes 4	c. 19B s. 15(f)		MENTALLY RETARDED; VIDEO TAPE, AUDIOTAPE, PHOTOGRAPH OR INTERVIEW WITHOUT CONSENT c. 19B s. 15(f)	Felony					2 1/2 years	5 years		
Yes 2	c. 19C s. 11		DISABLED ABUSE REPORT; RETALIATE FOR c. 19C s. 11	Misd.					1 year			
Yes 3	Note A c. 21 s.	c. 21 s. 42	1 through 17A, through 34A,									
			18 through 34A, 35 through 55	DEPT. OF ENVIRONMENTAL MANAGEMENT; VIOLATIONS c. 21 s. 1 through 17A, 18	Misd.				1 year			
Yes 1	c. 21 s. 17B		SCENIC RIVER/STREAM ORDER VIOLATION c. 21 s. 17B	Misd.					6 months			
Yes 2	c. 21 s. 34C		WASTEWATER TREATMENT VIOLATIONS c. 21 s. 34C	Misd.					1 year			
Yes 2	c. 21A s. 13		ENVIRONMENTAL CODE; VIOLATE STATE c. 21A s. 13	Misd.					1 year			
Yes 2	c. 21A s. 14		DREDGED MATERIAL DISPOSAL VIOLATIONS c. 21A s. 14	Misd.					1 year			
Yes 2	c. 21A s. 9D		HAZARDOUS WASTE CLEANUP; UNLICENSED c. 21A s. 9D	Misd.					1 year			
Yes 2	c. 21A s. 19J		HAZARDOUS WASTE VIOLATIONS c. 21A s. 19J	Misd.					1 year			
Yes 2	c. 21B s.											
Yes 2	c. 21B s. 10	c. 21B s. 15	COAL MINING CEASE TO WORK ORDER VIOLATION c. 21B s. 7 through 8	Misd.					1 year			
Yes 3	c. 21C s. 5	c. 21C s. 10(a)	MINE FIRES; HEALTH & SAFETY HAZARDS; SUBSQ. OFF c. 21B s. 10	Misd.					1 year			
Yes 4	c. 21C s. 5	c. 21C s. 10(c)	HAZARDOUS WASTE, COLLECTION, TRANSPORTATION & STORAGE c. 21C s. 5	Misd.					2 years			
Yes 3	c. 21C s. 7	c. 21C s. 10(a)	HAZARDOUS WASTE COLLECTION, TRANSPORTATION & STORAGE c. 21C s. 5	Felony					2 1/2 years	20 years		
Yes 4	c. 21E s. 7	c. 21E s. 11(g)	HAZARDOUS WASTE FACILITY OR LANDFILL VIOLATION c. 21C s. 7	Misd.					2 years			
Yes 3	c. 21E s. 9	c. 21E s. 11(b)	HAZARDOUS MATERIALS RELEASE; 21E s. 7	Felony					2 1/2 years	20 years		
Yes 3	c. 21E s. 11		HAZARDOUS WASTE VIOLATION c. 21E s. 11	Misd.					2 years			
Yes 1	Note A c. 21G s. 7	c. 21G s. 14	WATER, WITHDRAW EXCESS WITHOUT PERMIT c. 21G s. 7	Misd.					180 days			
Yes 1	Note A c. 21G s. 14		WATER MANAGEMENT VIOLATION c. 21G s. 14	Misd.					180 days			
Yes 2	c. 21G s. 17	c. 21G s. 14	WATER EMERGENCY VIOLATION c. 21G s. 17	Misd.					180 days			
Yes 2	c. 21H s. 5	c. 21H s. 8(a)	INCINERATOR VIOLATIONS c. 21H s. 5	Misd.					2 years			
Yes 2	c. 21H s. 6	c. 21H s. 8(a)	ACID GAS SCRIBBERS, VIOLATIONS c. 21H s. 6	Misd.					2 years			
Yes 2	c. 21H s. 8	c. 21H s. 8(a)	SOLID WASTE REGULATION VIOLATION c. 21H s. 8	Misd.					2 years			
Yes 2	c. 21s.10	c. 21s.21(b)	TOXIC OR HAZARDOUS SUBSTANCE REPORTS, WILLFUL VIO. c. 21s.10	Misd.					1 year			

Grid Level	Offense Seriousness	Offense	Offense	Offense	Penalty Type	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
	Notes	Offense Reference	Offense Reference	Offense Reference								
Yes 2	c. 211 s. 11	c. 211 s. 21(b)	TOXICS USE REDUCTION PLAN, WILLFUL VIO. c. 211 s. 11		Misd.	Misd.			1 year			
Yes 2	c. 211 s. 20	c. 211 s. 21(b)	TRADE SECRET PROTECTION, VIOLATION c. 211 s. 20		Misd.	Misd.			1 year			
Yes 2	c. 211 s. 21		TOXICS USE VIOLATION c. 211 s. 21		Misd.	Misd.			1 year			
Yes 2	c. 211 s. 13		UNDERGROUND OIL STORAGE/TANK VIOLATION c. 211 s. 13		Misd.	Misd.			2 years			
Yes 1	Note A c. 22C s. 54		REFUSAL TO AID GOVERNOR IN PERFORMANCE OF HIS DUTIES WITHIN CITY LIMITS c. 22C s. 54		Misd.	Misd.			3 months			
Yes 2	c. 22E s. 11		DNA SAMPLE, REFUSE TO PROVIDE c. 22E s. 11		Misd.	Misd.			6 months			
Yes 2	c. 22E s. 12		DNA SAMPLE, UNAUTHORIZED DISCLOSURE c. 22E s. 12		Misd.	Misd.			6 months			
Yes 2	c. 22E s. 13		DNA SAMPLE, RECEIVE WITHOUT AUTHORIZATION c. 22E s. 13		Misd.	Misd.			6 months			
Yes 4	c. 22E s. 14		DNA SAMPLE, TAMPER OR ATTEMPT TO TAMPER WITH c. 22E s. 14		Felony	Felony			2 1/2 years			
Yes 1	c. 23 s. 9H		EMERGENCY, VIOLATE REGUL FOR STATE OF c. 23 s. 9H		Misd.	Misd.			6 months			
Yes 1	c. 28A s. 11	c. 28A s. 15	DAY CARE, FOSTER CARE, ADOPTION, UNLICENSED c. 28A s. 11		Misd.	Misd.			6 months			
Yes 1	c. 28A s. 14	c. 28A s. 15	ADVERTISEMENT FOR PLACEMENT OR RECEPTION OF CHILDREN; VIOLATION c. 28A s. 14		Misd.	Misd.			6 months			
Yes 2	c. 29 s. 66		STATE EMPLOYEE, FINANCE VIOLATION BY c. 29 s. 66		Misd.	Misd.			1 year			
Yes 1	c. 30 s. 39I		PUBLIC BUILDING CONTRACT, FAIL PERFORM c. 30 s. 39I		Misd.	Misd.			6 months			
Yes 2	c. 31 s. 74		CIVIL SERVICE VIOLATIONS c. 31 s. 74		Misd.	Misd.			1 year			
Yes 2	c. 32 s. 1		c. 32 s. 24	CONTRIBUTORY RETIREMENT LAW VIOLATION c. 32 s. 1 through 28	Misd.	Misd.			1 year			
Yes 2	through 28	c. 32 s. 24	c. 32 s. 24	CONTRIBUTORY RETIREMENT LAW VIOLATION c. 32 s. 1 through 28	Misd.	Misd.			1 year			
Yes 1	c. 32 s. 18	c. 32 s. 24(2)	PUBLIC RETIREMENT, FALSE STATEMENT RE: c. 32 s. 18		Misd.	Misd.			1 year			
Yes 1	c. 33 s. 13		NATIONAL GUARDSMAN, DISCRIMINATE AGAINST c. 33 s. 13		Misd.	Misd.			6 months			
Yes 3	c. 33 s. 16	c. 33 s. 17	NATIONAL GUARDSMAN, CONFLICT OF INTEREST c. 33 s. 16		Felony	Felony			2 1/2 years			
Yes 1	c. 33 s. 65	c. 33 s. 66	NATIONAL GUARD ENCAMPMENT, TRESPASS ON c. 33 s. 65		Misd.	Misd.			6 months			
Yes 1	c. 33 s. 66		NATIONAL GUARDSMAN OR MILITARY RIGHT OF WAY, OBSTRUCT c. 33 s. 66		Misd.	Misd.			6 months			
Yes 1	c. 33 s. 99		MILITARY UNIFORM, WEAR WITHOUT AUTHORITY c. 33 s. 99		Misd.	Misd.			6 months			
Yes 1	c. 33 s. 123	c. 33 s. 66	ARMORY, INTERRUPT/OBSTRUCT OCCUPIED c. 33 s. 123		Misd.	Misd.			6 months			
Yes 1	c. 33 s. 129		ARMORY OR ARMED PARADE, IMPROV. c. 33 s. 29		Misd.	Misd.			6 months			
Yes 1	c. 33 s. 130		ARMED PARADE/REGULATION VIOLATION c. 33 s. 130		Misd.	Misd.			6 months			
Yes 2	c. 38 s. 15		DEATH-SCENE PROPERTY, FAIL DELIVER c. 38 s. 15		Misd.	Misd.			2 years			
Yes 2	c. 38 s. 18		DEATH-SCENE PROPERTY, FAIL DELIVER c. 38 s. 18		Misd.	Misd.			2 years			
Yes 1	c. 40 s. 37A		CURFEW, VIOLATE c. 40 s. 37A		Misd.	Misd.			6 months			
Yes 2	c. 40 s. 39G		WATER SUPPLY, POLLUTE OR PROPERTY, DAMAGE MUNIC. c. 40 s. 39G		Misd.	Misd.			1 year			
Yes 1	Note A c. 40 App. s. -12		LOCAL CONTROL OF RENTS AND EVICTIONS, VIOLATIONS c. 40 App. s. -12		Misd.	Misd.			90 days			
Yes 2	c. 40 App. s. -12		LOCAL CONTROL OF RENTS AND EVICTIONS, VIOLATIONS, SUBSQ. OFF. c. 40 App. s. -12		Misd.	Misd.			1 year			

Offense Grid	Seriousness Level	Notes	Offense Reference	Offense Reference	Offense Offense	Penalty Reference	Penalty Reference	Offense Offense	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 1	c. 41 s. 30		TAX VALUATION FALSE c. 41 s. 30							Misd.		6 months				
Yes 2	c. 41 s. 97D		SEXUAL ASSAULT CONFIDENTIALITY VIOLATION c. 41 s. 97D							Misd.		1 year				
Yes 1	c. 42 s. 10	c. 42 s. 11	BOUNDARY MARK DAMAGE TO MUNICIPAL c. 42 s. 10							Misd.		6 months				
Yes 1	c. 42 s. 11		BOUNDARY MARK DAMAGE TO WILLFUL c. 42 s. 11							Misd.		6 months				
Yes 2	c. 43 s. 27		MUNICIPAL CONTRACT. EMPLOYEE INTEREST IN c. 43 s. 27							Misd.		1 year				
Yes 1	c. 43 s. 92		CITY COUNCILOR. INTERFERE HIRING OR GIVE ORDERS TO PERSONNEL c. 43 s. 92							Misd.		6 months				
Yes 1	c. 43 s. 92A		POLITICAL CONTRIB TO/FROM CITY EMPLOYEE c. 43 s. 92A							Misd.		6 months				
Yes 1	c. 43 s. 107		CITY COUNCILOR. INTERFERE HIRING OR GIVE ORDERS TO PERSONNEL c. 43 s. 107							Misd.		6 months				
Yes 1	c. 43 s. 108		POLITICAL CONTRIB. CITY EMPLOYEE SOLICIT c. 43 s. 108							Misd.		6 months				
Yes 2	c. 44 s. 46A		MUNICIPAL OFFICER OR EMPLOYEE UNDER INVESTIGATION. FAILURE TO ASSIST INVESTIGATOR c. 44 s. 46A							Misd.		1 year				
Yes 2	c. 44 s. 62		MUNICIPAL OFFICER. FINANCE VIOLATION BY c. 44 s. 62							Misd.		1 year				
Yes 1	c. 46 s. 30		BIRTH, MARRIAGE, OR CERTIFICATE VIOLATION c. 46 s. 30							Misd.		6 months				
Yes 1	Note A	c. 48 s. 11	FORESTWARDEN. FAIL AID c. 48 s. 11							Misd.		2 months				
Yes 1	Note A	c. 48 s. 13	FIRE IN OPEN SETC. 48 s. 13							Misd.		1 month				
Yes 1	Note A	c. 49 s. 23	WILLFUL INJURY OF A POUND c. 49 s. 23							Misd.		3 months				
Yes 2	c. 51 s. 52A		VOTER REGISTRATION OFFICE, CAMPAIGN IN c. 51 s. 52A							Misd.		1 year				
Yes 2	c. 51 s. 54		VOTER REGISTRAR. INTERFERE WITH c. 51 s. 54							Misd.		1 year				
Yes 1	c. 53 s. 76		CAUCUS VOTER OR OFFICER VIOLATION c. 53 s. 76							Misd.		6 months				
Yes 1	c. 53 s. 87		CAUCUS OFFICER VIOLATION c. 53 s. 87							Misd.		6 months				
Yes 1	c. 54 s. 23		ELECTION SUPERVISOR. VIOLATION c. 54 s. 23							Misd.		6 months				
Yes 2	c. 54 s. 27		VOTING MACHINE/BOX TAMPER WITH c. 54 s. 27							Misd.		1 year				
Yes 1	c. 54 s. 68		ELECTION RESULTS. PREMATURELY DISCLOSE c. 54 s. 68							Misd.		6 months				
Yes 2	c. 54 s. 91A	c. 56 s. 1	VOTER LIST FALSE. SPECIALLY QUALIFIED VOTER c. 54 s. 91A							Misd.		1 year				
Yes 2	c. 54 s. 91A	c. 56 s. 2	VOTER LIST FALSE. SPECIALLY QUALIFIED VOTER c. 54 s. 91A							Misd.		1 year				
Yes 1	c. 54 s. 91A	c. 56 s. 3	NEGLECT OF DUTY. SPECIALLY QUALIFIED VOTER c. 54 s. 91A							Misd.		6 months				
Yes 2	c. 54 s. 91A	c. 56 s. 5	RESIDENT LIST FALSE INFORMATION. SPECIALLY QUALIFIED VOTER c. 54 s. 91A							Misd.		1 year				
Yes 2	c. 54 s. 91A	c. 56 s. 6	VOTER QUALIFICATION. PERJURY AS TO SPECIALLY QUALIFIED VOTER c. 54 s. 91A							Misd.		1 year				
Yes 2	c. 54 s. 91A	c. 56 s. 7	VOTER QUALIFICATION. ABET PERJURY AS TO SPECIALLY QUALIFIED VOTER c. 54 s. 91A							Misd.		1 year				
Yes 2	c. 54 s. 91A	c. 56 s. 8	VOTER FALSE REGISTRATION OR ATTEMPTS. SPECIALLY QUALIFIED VOTER c. 54 s. 91A							Misd.		1 year				
Yes 2	c. 55 s. 2	c. 55 s. 2	CANDIDATE FAIL KEEP CONTRIBUTION LISTS c. 55 s. 2							Misd.		1 year				
Yes 2	c. 55 s. 2	c. 55 s. 2	FINANCIE COMMITTEE LEADING SECRECY. VIOLATION OF c. 55 s. 2							Misd.		1 year				

Grid Level	Offense Seriousness	Offense	Offense	Offense	Penalty Type	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 2	c. 55 s. 5	POLITICAL OR WARD COMMITTEE VIOLATION c. 55 s. 5			Misd.	Misd.			1 year			
Yes 2	c. 55 s. 6	POLITICAL COMMITTEE VIOLATIONS c. 55 s. 6			Misd.	Misd.			1 year			
Yes 2	c. 55 s. 6A	CONTRIBUTIONS FROM POLITICAL ACTION COMMITTEES; VIOLATION c. 55 s. 6A			Misd.	Misd.			1 year			
Yes 2	c. 55 s. 6B	BALLOT QUESTION COMMITTEE; CONTRIBUTION; VIOLATION c. 55 s. 6B			Misd.	Misd.			1 year			
Yes 1	c. 55 s. 7	CAMPAIGN CONTRIBUTION OR EXPENDITURE IMPROPER c. 55 s. 7			Misd.	Misd.			6 months			
Yes 1	c. 55 s. 7A	CAMPAIGN CONTRIBUTION FROM INDIVIDUAL; VIOLATION c. 55 s. 7A			Misd.	Misd.			6 months			
Yes 2	c. 55 s. 8	CAMPAIGN CONTRIB. IMPROP CORPORATE c. 55 s. 8			Misd.	Misd.			1 year			
Yes 2	c. 55 s. 9	CAMPAIGN CONTRIB OR EXPENDITURE; \$50 CASH; VIOLATION c. 55 s. 9			Misd.	Misd.			1 year			
Yes 2	c. 55 s. 10	CAMPAIGN CONTRIB BY TRUST/ASSOC OR IN FAUSE NAME; UNLAW c. 55 s. 10			Misd.	Misd.			1 year			
Yes 2	c. 55 s. 11	CANDIDATE SOLICITED DONATION VIOLATION c. 55 s. 11			Misd.	Misd.			1 year			
Yes 2	c. 55 s. 13	PUBLIC EMPLOYEE TAKE POLITICAL DONATION c. 55 s. 13			Misd.	Misd.			1 year			
Yes 2	c. 55 s. 14	PUBLIC BUILDING; POLITICAL DONATION IN C. 55 s. 14			Misd.	Misd.			1 year			
Yes 1	c. 55 s. 16B	POLITICAL CONTRIBUTIONS; FORCED c. 55 s. 16B			Misd.	Misd.			6 months			
Yes 2	c. 55 s. 18	CAMPAIGN FINANCE REPORT FAIL FILE c. 55 s. 18			Misd.	Misd.			1 year			
Yes 2	c. 55 s. 18B	CAMPAIGN FUNDS RAISED FOR NON-RESIDENT CANDIDATE REPORT; FAILURE TO FILE c. 55 s. 18B			Misd.	Misd.			1 year			
Yes 1	c. 55 s. 19	CAMPAIGN FUNDS DEPOSITORY VIOLATION c. 55 s. 19			Misd.	Misd.			6 months			
Yes 2	c. 55 s. 22	REFERENDUM REPORT; CORPORATION FAIL FILE c. 55 s. 22			Misd.	Misd.			1 year			
Yes 2	c. 55 s. 22A	REFERENDUM REPORT; MUNICIPALITY FL FILE c. 55 s. 22A			Misd.	Misd.			1 year			
Yes 2	c. 55 s. 23	POLITICAL COMMITTEE RECEIPTS/FL ACCT FOR c. 55 s. 23			Misd.	Misd.			1 year			
Yes 2	c. 55A s. 2 through 11	c. 55A s. 12 CAMPAIGN FINANCE REPORT FAIL FILE c. 55A s. 2 through 11			Misd.	Misd.			1 year			
Yes 2	c. 55A s. 12	STATEWIDE PUBLIC CAMPAIGN FINANCING VIOLATION c. 55A s. 12			Misd.	Misd.			1 year			
Yes 2	c. 56 s. 1	VOTER LIST; FALSE c. 56 s. 1			Misd.	Misd.			1 year			
Yes 2	c. 56 s. 2	VOTER REGISTRATION VIOLATIONS c. 56 s. 2			Misd.	Misd.			1 year			
Yes 1	c. 56 s. 3	NEGLECT OF DUTY; REGISTRARS OR ASSISTANTS; LISTING BOARD MEMBERS; OR POLICE OFFICERS c. 56 s. 3			Misd.	Misd.			6 months			
Yes 2	c. 56 s. 4	RESIDENT LIST OR VOTER REGISTRAR; FAIL GIVE INFORMATION OR FILE ANNUAL c. 56 s. 4			Misd.	Misd.			1 year			
Yes 3	c. 56 s. 5	RESIDENT LIST; FALSE INFORMATION FOR c. 56 s. 5			Misd.	Misd.			1 year			
Yes 2	c. 56 s. 6	VOTER QUALIFICATION; PERJURY AS TO c. 56 s. 6			Misd.	Misd.			1 year			
Yes 2	c. 56 s. 7	VOTER QUALIFICATION; ABET PERJURY AS TO c. 56 s. 7			Misd.	Misd.			1 year			
Yes 3	c. 56 s. 8	VOTER FALSE REGISTRATION AS OR ATTEMPT c. 56 s. 8			Misd.	Misd.			6 months			
Yes 1	c. 56 s. 10	VOTER NOTICE/LIST; DAMAGE c. 56 s. 10			Misd.	Misd.			6 months			

Offense Seriousness Grid Level	Offense Notes	Offense Reference	Offense Penalty	Offense Reference	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 2	c. 56 s. 11	NOMINATION PAPER/PETITION FALSE c. 56 s. 11				Misd.			1 year			
Yes 2	c. 56 s. 11A	NOMINATION PAPER, ALTER DISTRICT ON c. 56 s. 11A				Misd.			1 year			
Yes 1	c. 56 s. 12	ELECTION OFFICIAL VIOLATION c. 56 s. 12				Misd.			6 months			
Yes 1	c. 56 s. 13	ELECTION BALLOT, FAIR RECORD CHALLENGED c. 56 s. 13				Misd.			6 months			
Yes 1	c. 56 s. 14	ELECTION BALLOT, REVEAL CHALLENGED c. 56 s. 14				Misd.			6 months			
Yes 2	c. 56 s. 14	ELECTION BALLOT, REVEAL CONFIDENTIAL INFORMATION c. 56 s. 14				Misd.			1 year			
Yes 2	c. 56 s. 16	ELECTION BALLOT, DISPOSE OF IMPROP. c. 56 s. 16				Misd.			1 year			
Yes 2	c. 56 s. 19	ELECTION RESULTS, CERTIFY FALSE c. 56 s. 19				Misd.			1 year			
Yes 2	c. 56 s. 22	ELECTION OFFICIAL FAIL TO PERFORM DUTY c. 56 s. 22				Misd.			1 year			
Yes 1	c. 56 s. 23	ELECTION NOTICE, DAMAGE c. 56 s. 23				Misd.			6 months			
Yes 1	c. 56 s. 25	ELECTION BALLOT, MARK/DISPLAY OR FALSE STATEMENT c. 56 s. 25				Misd.			6 months			
Yes 3	c. 56 s. 26	VOTE UNLAWFULLY OR ATTEMPTS c. 56 s. 26										
Yes 2	c. 56 s. 27	VOTE, UNLAWFUL, ABSENTEE OR ATTEMPT c. 56 s. 27				Misd.			1 year			
Yes 3	c. 56 s. 28	VOTE, ABET UNLAWFUL OR ATTEMPT c. 56 s. 28										
Yes 2	c. 56 s. 29	VOTER, INTERFERE WITH c. 56 s. 29				Misd.			1 year			
Yes 2	c. 56 s. 32	VOTER, BRIBE c. 56 s. 32				Misd.			1 year			
Yes 2	Note A c. 56 s. 33	VOTE, EMPLOYER RETALIATE OR ATTEMPT TO INFLUENCE c. 56 s. 33				Misd.			6 months			
Yes 2	c. 56 s. 34	CANDIDATE PROMISE PUBLIC POSITION c. 56 s. 34				Misd.			1 year			
Yes 2	c. 56 s. 37	STATE EMPLOYEE EMPLOYED FOR REFERENDUM c. 56 s. 37				Misd.			1 year			
Yes 2	c. 56 s. 38	c. 56 s. 39 POLITICAL EDITORIAL SUPPORT, PURCHASE c. 56 s. 38				Misd.			1 year			
Yes 2	c. 56 s. 39	POLITICAL AD WITHOUT SPONSOR'S NAME c. 56 s. 39				Misd.			1 year			
Yes 1	c. 56 s. 40	POLITICAL PARTY, UNAUTH USE OF NAME OF c. 56 s. 40				Misd.			6 months			
Yes 1	c. 56 s. 41	CAMPAIGN MATERIAL WITHOUT SPONSOR'S NAME c. 56 s. 41				Misd.			6 months			
Yes 1	c. 56 s. 41A	POLITICAL ENDORSEMENT FALSE c. 56 s. 41A				Misd.			6 months			
Yes 1	c. 56 s. 42	POLITICAL CANDIDATE OR REFERENDUM FALSE STATEMENTS c. 56 s. 42				Misd.			6 months			
Yes 1	c. 56 s. 44	CANDIDATE SLATE/W/ PARTY DESIGNATION c. 56 s. 44				Misd.			6 months			
Yes 1	c. 56 s. 45	CANDIDATE PAY NATURALIZATION COSTS c. 56 s. 45				Misd.			6 months			
Yes 1	Note A c. 56 s. 46	DISORDERLY CONDUCT AT POLL c. 56 s. 46				Misd.			1 month			
Yes 1	Note A c. 56 s. 47	ELECTRONICA/CUS OFFICER, DISOBEDI c. 56 s. 47				Misd.			1 month			
Yes 2	c. 56 s. 48	ELECTION OFFICIAL, INTERFERE WITH c. 56 s. 48				Misd.			1 year			
Yes 2	c. 56 s. 49	ELECTION BALLOTS, OBSTRUCT DELIVERY OF c. 56 s. 49				Misd.			1 year			
Yes 2	c. 56 s. 50	ELECTION BALLOT, MISHANDLE PRIMARY c. 56 s. 50				Misd.			2 1/2 years			

Grid Level	Offense Seriousness	Offense Notes	Offense Reference	Offense Penalty	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 4	c. 56 s. 51			VOTING MACHINE TAMPER WITH OR ATTEMPTS c. 56 s. 51	Felony		1 year	2 1/2 years	2 1/2 years	5 years		
Yes 2	c. 56 s. 52			ELECTION BALLOT, FORGED/DESTROY c. 56 s. 52	Misd.		1 year			1 year		
Yes 2	c. 56 s. 53			ELECTION BALLOT, MARK IMPROP c. 56 s. 53	Misd.		1 year	2 1/2 years				
Yes 2	c. 56 s. 54			ELECTION BALLOT, REMOVE WHILE POLL'S OPEN c. 56 s. 54	Misd.		1 year					
Yes 2	c. 56 s. 55			ELECTION BALLOT, ALTER/DEPOSIT/REMOVE c. 56 s. 55	Misd.		2 1/2 years					
Yes 2	c. 56 s. 56			VOTER, REVEAL INFORMATION ON CHALLENGED c. 56 s. 56	Misd.		1 year					
Yes 1	Note A	c. 59 s. 33		WAREHOUSE FAIL IDENTIFY DEPOSITORS c. 59 s. 33	Misd.		90 days					
Yes 2	c. 59 s. 91			TAX LIST, FRAUDULENT PROPERTY c. 59 s. 91	Misd.		1 year					
Yes 2	c. 61A s. 23			TAX, EVADE BY AGRICULTURAL TAX PROCEDURE c. 61A s. 23	Misd.		1 year					
Yes 2	c. 62B s. 7			TAX WITHHOLDING VIOLATION BY EMPLOYER c. 62B s. 7	Misd.		1 year					
Yes 1	c. 62C s. 21			TAX DISCLOSURE, VIOLATION c. 62C s. 21	Misd.		6 months					
Yes 4	c. 62C s. 73(a)			TAX, ATTEMPT TO EVADE c. 62C s. 73(a)	Felony		5 years					
Yes 4	c. 62C s. 73(b)			TAX, FAIL COLLECT OR PAY OVER c. 62C s. 73(b)	Felony		5 years					
Yes 2	c. 62C s. 73(c)			TAX RECORDS, RETURN, EST TAX VIOLATIONS c. 62C s. 73(c)	Misd.		1 year					
Yes 2	c. 62C s. 73(d)			TAX RETURN, FALSE/MSDME/ANORG c. 62C s. 73(d)	Misd.		1 year					
Yes 2	c. 62C s. 73(e)			TAX WITHHOLDING VIOLATIONS c. 62C s. 73(e)	Misd.		1 year					
Yes 3	c. 62C s. 73(f)			TAX UNLAWFUL RETURN, EVASION, DOCUMENT, OR EMBEZZLEMENT c. 62C s. 73(f)	Felony		3 years					
Yes 2	c. 62C s. 73(g)			TAX COMMISSIONER, FALSE STATEMENTS TO c. 62C s. 73(g)	Misd.		1 year					
Yes 3	c. 62C s. 73(h)			TAX COLLECTOR, CORRUPT OR IMPEDE BY FORCE c. 62C s. 73(h)	Misd.		1 year					
Yes 2	c. 62C s. 73(h)			TAX COLLECTOR, IMPEDE BY THREATS c. 62C s. 73(h)	Misd.		1 year					
Yes 2	c. 62C s. 73(i)			SALES OR USE TAX CERTIFICATE, VIOLATION c. 62C s. 73(i)	Misd.		1 year					
Yes 1	c. 62C s. 74			DISCLOSURE OF INFORMATION BY TAX PREPARER, VIOLATION c. 62C s. 74	Felony		6 months					
Yes 2	c. 64A s. 11			TAX VIOLATION GASOLINE c. 64A s. 11	Misd.		1 year					
Yes 2	c. 64C s. 2	c. 64C s. 10		CIGARETTES, FAIL DISPLAY LICENSE TO SELL c. 64C s. 2	Misd.		1 year					
Yes 2	c. 64C s. 10			CIGARETTES, LICENSE, VENDING MACHINE VIOLATIONS c. 64C s. 10	Misd.		1 year					
Yes 3	c. 64C s. 34			CIGARETTES, SELL +12000 UNSTAMPED c. 64C s. 34	Felony		5 years					
Yes 2	c. 64C s. 34			CIGARETTES, SELL +12000 UNSTAMPED c. 64C s. 34	Misd.		1 year					
Yes 2	c. 64C s. 35			CIGARETTES, POSSESS +12000 UNSTAMPED c. 64C s. 35	Misd.		1 year					
Yes 3	c. 64C s. 35			CIGARETTES, POSSESS +12000 UNSTAMPED c. 64C s. 35	Felony		5 years					
Yes 3	c. 64C s. 37			CIGARETTE EXCISE STAMP, VIOLATIONS c. 64C s. 37								
Yes 3	c. 64C s. 38			CIGARETTE EXCISE STAMP, SELL c. 64C s. 38								
Yes 2	c. 64D s. 6			DEED EXCISE TAX, FAIL PRODUCE RECORDS OF c. 64D s. 6	Misd.		3 months	2 years				

HOUSE — No. 682

[January]

Offense Seriousness	Offense Level	Offense Notes	Offense Reference	Offense Offense	Penalty Reference	Penalty Offense	Mand. Reference	Mand. Offense	Min H/C	Max H/C	Max Prison	Max Prison
Yes 2	c. 64D.s. 7			DEED EXCISE TAX STAMP; FALSE c. 64D.s. 7			Misd.		1 year			
Yes 2	c. 64D.s. 8			DEED EXCISE TAX STAMP; VIOLATION c. 64D.s. 8			Misd.		1 year			
Yes 2	c. 64E.s. 2	c. 64E.s. 11		SPECIAL FUELS, SELL WITHOUT LICENSE c. 64E.s. 2			Misd.		1 year			
Yes 2	c. 64F.s. 2	c. 64F.s. 12		MOTOR CARRIER, UNLICENSED c. 64F.s. 2			Misd.		1 year			
Yes 2	c. 64F.s. 12			MOTOR CARRIER FUEL EXCISE TAX VIOLATION c. 64F.s. 12			Misd.		1 year			
Yes 2	c. 64J.s. 2	c. 64J.s. 7		AIRCRAFT FUEL, SALE, DELIVERY, STORAGE OF; UNLICENSED c. 64J.s. 2			Misd.		1 year			
Yes 2	c. 64J.s. 7			AIRCRAFT FUEL TAX VIOLATION c. 64J.s. 7			Misd.		1 year			
Yes 3	c. 64K.s. 4[0]1.c. 64K.s. 9			CONTROLLED SUBSTANCE TAX, FAILURE TO PAY c. 64K.s. 4[0]1.c. 64K.s. 9			Felony		2 1/2 years			
Yes 2	c. 65C.s. 26			ESTATE TAX, EVADE c. 65C.s. 26			Felony		1 year			
Yes 2	c. 65C.s. 27			ESTATE TAX VIOLATIONS c. 65C.s. 27			Misd.		1 year			
Yes 2	c. 65C.s. 28			ESTATE TAX, CONCEAL GOODS TO AVOID FELONY c. 65C.s. 28			Felony		2 years			
Yes 2	c. 66S.s. 15			PUBLIC RECORDS VIOLATION c. 66S.s. 15			Misd.		1 year			
Yes 2	c. 68S.s. 19	through 35	c. 68S.s. 32(d)	CHARITY FUNDRAISING VIOLATIONS c. 68S.s. 19 through 35			Misd.		1 year			
Yes 1	Note A	c. 69 App. s. 2-4(g)		HEALTH AND EDUCATIONAL FACILITIES AUTHORITY MEMBER FINANCIAL INTEREST;			Misd.		1 month			
Yes 1	Note A	c. 73 App. s. 1-2		VIOLATION c. 69 App. s. 2-4(g)			Misd.		1 month			
Yes 1	Note A	c. 75 App. s. 1-2		MASSACHUSETTS STATE COLLEGE BUILDING AUTHORITY, FINANCIAL INTEREST			Misd.		1 month			
Yes 1	Note A	c. 75 App. s. 1-2		VIOLATION c. 73 App. s. 1-2			Misd.		1 month			
Yes 1	c. 75D.s. 11			MASSACHUSETTS STATE COLLEGE BUILDING AUTHORITY FINANCIAL INTEREST;			Misd.		1 month			
Yes 1	Note A	c. 85.s. 9A		VIOLATION c. 75 App. s. 1-2			Misd.		6 months			
Yes 1	c. 87.s. 10			BUSINESS SCHOOL, UNLICENSED c. 75D.s. 11			Misd.		30 days			
Yes 1	c. 87.s. 11			FLASHING SIGN IN VIOLATION OF DOB ORDER c. 85.s. 9A			Misd.		6 months			
Yes 1	Note A	c. 88.s. 7		TREESHRUB, CUTTING ON STATE HWY c. 87.s. 10			Misd.		6 months			
Yes 1	c. 88.s. 7			TREESHRUB, WILLFULLY INURE ANOTHER'S c. 87.s. 11			Misd.		6 months			
Yes 2	c. 89.s. 7			FAILURE TO YIELD RIGHT OF WAY TO FIRE ENGINE, PATROL VEHICLE, OR AMBULANCE c. 89.s. 7			Misd.		3 months			
Yes 2	c. 90.s. 2			SUBSQ. OFF. c. 89.s. 7			Misd.		1 year			
Yes 2	c. 90.s. 5(g)			EMISSIONS, REGISTER MV WITH IMPROPER OR ATTEMPT'S c. 90.s. 2			Misd.		2 years			
Yes 1	Note A	c. 90.s. 7B	c. 90.s. 20	SCHOOL BUS, OVERCROWDED c. 90.s. 7B			Misd.		30 days			
Yes 1	Note A	c. 90.s. 7D	c. 90.s. 20	PUPIL TRANSPORT VEHICLE, OVERCROWDED c. 90.s. 7D			Misd.		30 days			

Grid Level	Offense Seriousness	Offense Notes	Offense Reference	Offense Penalty	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 1	Note A	c. 90 s. TK		TIRES, SELL NONCONFORMING c. 90 s. 7K	Misd.			15 days				
Yes 1	Note A	c. 90 s. TW		EMISSION/SAFETY INSPECTION, UNLICENSED c. 90 s. 7W	Misd.			30 days				
Yes 2		c. 90 s. 19D		WEIGHT OR WEIGHT CERTIFICATE, VIOLATIONS c. 90 s. 19D	Misd.			2 weeks				
Yes 1	Note A	c. 90 s. 20D		PARKING TICKET, MUTILATE c. 90 s. 20D	Misd.			1 month				
Yes 1	Note A	c. 90 s. 23		NUMBER PLATE VIOLATION TO CONCEAL ID c. 90 s. 23	Misd.			10 days				
Yes 1	Note A	c. 90 s. 23		REGISTRATION SUSPENDED, OF MV WITH c. 90 s. 23	Misd.			10 days				
Yes 1	Note A	c. 90 s. 23		LICENSE SUSPENDED, OF MV WITH c. 90 s. 23	Misd.			10 days				
Yes 1	Note A	c. 90 s. 23		LICENSE, EXHIBIT ANOTHER'S c. 90 s. 23	Misd.			10 days				
Yes 2		c. 90 s. 23		LICENSE SUSPENDED, OF MV WITH SUBSO/OFF c. 90 s. 23	Misd.			60 days			1 year	
Yes 2		c. 90 s. 23		REGISTRATION SUSPENDED, OF MV, SUBSO/OFF c. 90 s. 23	Misd.			60 days			1 year	
Yes 2		c. 90 s. 23		LICENSE, EXHIBIT ANOTHER'S, SUBSO/OFF, OF c. 90 s. 23	Misd.			60 days			1 year	
Yes 2		c. 90 s. 23		LICENSE REVOKED AS HTO, OPERATE MV WITH c. 90 s. 23	Misd.			2 years				
No 2	Note D	c. 90 s. 23		LICENSE SUSPENDED FOR OIL, OPERATE MV WITH c. 90 s. 23	Misd.			60 days			2 1/2 years	
No 2	Note D	c. 90 s. 24(l)(a)(1)		LIQUOR OR DRUGS c. 90 s. 24(l)(a)(1)	Misd.			2 1/2 years				
No 2	Note D	c. 90 s. 24(l)(a)(1)		LIQUOR OR DRUGS, 2ND OFF, c. 90 s. 24(l)(a)(1)	Misd.			30 Days			2 1/2 years	
No 3	Note D	c. 90 s. 24(l)(a)(1)		LIQUOR OR DRUGS, 3RD OFF, c. 90 s. 24(l)(a)(1)	Felony			150 Days			2 1/2 years	
No 4	Note D	c. 90 s. 24(l)(a)(1)		LIQUOR OR DRUGS, 4TH OFF, c. 90 s. 24(l)(a)(1)	Felony			12 Months			2 1/2 years	
No 4	Note D	c. 90 s. 24(l)(a)(1)		LIQUOR OR DRUGS, 5TH OFF, c. 90 s. 24(l)(a)(1)	Felony			24 Months			2 1/2 years	
Yes 2		c. 90 s. 24(2)(a)		RECKLESS OPERATION OF MOTOR VEHICLE c. 90 s. 24(2)(a)	Misd.			2 weeks			2 years	
Yes 2		c. 90 s. 24(2)(a)		NEGLIGENT OPERATION OF MOTOR VEHICLE c. 90 s. 24(2)(a)	Misd.			2 weeks			2 years	
Yes 2		c. 90 s. 24(2)(a)		RACING MOTOR VEHICLE c. 90 s. 24(2)(a)	Misd.			2 weeks			2 years	
Yes 3		c. 90 s. 24(2)(a)		LEAVE SCENE OF PROPERTY DAMAGE c. 90 s. 24(2)(a)	Misd.			2 weeks			2 years	
Yes 2		c. 90 s. 24(2)(a)		LICENSE, ALLOW ANOTHER TO USE c. 90 s. 24(2)(a)	Misd.			2 weeks			2 years	
Yes 2		c. 90 s. 24(2)(a)		REGISTRATION, FALSE STATEMENT IN API, FOR c. 90 s. 24(2)(a)	Misd.			2 weeks			2 years	
Yes 2		c. 90 s. 24(2)(a)		LICENSE, FALSE STATEMENT IN API, FOR c. 90 s. 24(2)(a)	Misd.			2 weeks			2 years	
Yes 2		c. 90 s. 24(2)(a)		USE MV WITHOUT AUTHORITY c. 90 s. 24(2)(a)	Misd.			30 days			2 years	
Yes 2		c. 90 s. 24(2)(a)		USE MY WITHOUT AUTHORITY, 2ND OFF, c. 90 s. 24(2)(a)	Felony			30 days			2 1/2 years	
Yes 3		c. 90 s. 24(2)(a)		USE MV WITHOUT AUTHORITY, 3RD AND SUBSQ. OFF, c. 90 s. 24(2)(a)	Felony			6 months			2 1/2 years	
Yes 3		c. 90 s. 24(2)(a)(1)		LEAVE SCENE OF PERSONAL INJURY c. 90 s. 24(2)(a)(1)	Misd.			6 months			2 years	
Yes 4	Note E	c. 90 s. 24(2)(a)(2)		LEAVE SCENE OF PERSONAL INJURY & DEATH c. 90 s. 24(2)(a)(2)	Felony			1 year			2 1/2 years	
Yes 2		c. 90 s. 24B		RMV DOCUMENT OR SIGNATURE, POSSESS FALSE/STOLEN, MISUSE/FORGE c. 90 s. 24B	Felony			2 years			5 years	
Yes 2		c. 90 s. 24B		LICENSE, FALSE APPLICATION FOR MV, c. 90 s. 24B	Felony			2 years			5 years	

Offense Seriousness	Offense Level Notes	Offense Reference	Penalty Offense Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 6 Note E c. 90 s. 24G(a)		MOTOR VEH HOMICIDE OUTLIQUOR OR DRUGS & NEGIG. c. 90 s. 24G(a)	Felony	1 year	1 year	2 1/2 years	2 1/2 years	15 years			
Yes 6 Note E c. 90 s. 24G(a)		MOTOR VEH HOMICIDE OUTLIQUOR OR DRUGS & RECKL. c. 90 s. 24G(a)	Felony	1 year	1 year	2 1/2 years	2 1/2 years	15 years			
Yes 3 c. 90 s. 24G(b)		MOTOR VEH HOMICIDE BY NEGIGENT OP. c. 90 s. 24G(b)	Misd.	30 days	2 1/2 years						
Yes 4 Note A c. 90 s. 24G(b)		MOTOR VEH HOMICIDE BY RECKLESS OP. c. 90 s. 24G(b)	Misd.	30 days	2 1/2 years						
Yes 4 Note A c. 90 s. 24G(b)		MOTOR VEH HOMICIDE OUTLIQUOR OR DRUGS c. 90 s. 24G(b)	Misd.	30 days	2 1/2 years						
Yes 2 Note B c. 90 s. 24H		ABANDONED/STOLEN/CRUSHED MY UNREGISTERED OR IMPROPER REMOVAL c. 90 s. 24H	Misd.	2 years							
Yes 4 Note E c. 90 s. 24L(1)		OUTLIQUOR OR DRUGS & SERIOUS INJURY & NEGIGENT c. 90 s. 24L(1)	Felony	6 months	6 months	2 1/2 years	2 1/2 years	10 years			
Yes 4 Note E c. 90 s. 24L(1)		OUTLIQUOR OR DRUGS & SERIOUS INJURY & RECKLESS c. 90 s. 24L(1)	Felony	6 months	6 months	2 1/2 years	2 1/2 years	10 years			
Yes 3 c. 90 s. 24L(2)		OUTLIQUOR OR DRUGS & SERIOUS INJURY c. 90 s. 24L(2)	Misd.	2 1/2 years							
Yes 5 c. 90 s. 28 c. 268 s. 1		MOTOR VEHICLES AND AIRCRAFT, APPEALS AND HEARINGS, SWEARS/AFFIRMS FALSELY c. 90 s. 28	Felony	30 days	6 months	2 1/2 years	2 1/2 years	20 years			
Yes 1 c. 90 s. 32C c. 90 s. 32F		LEASE MY VIOLATIONS c. 90 s. 32C	Misd.	30 days	6 months						
Yes 1 c. 90 s. 32D c. 90 s. 32F		LEASE MY LESSOR RECORDKEEPING VIOLATION c. 90 s. 32D	Misd.	30 days	6 months						
Yes 1 c. 90 s. 32E c. 90 s. 32F		LEASE MY VIOLATIONS c. 90 s. 32E	Misd.	30 days	6 months						
Yes 1 c. 90 s. 32F c. 90 s. 32F		LEASE MY OBTAINED BY FRAUD/BAD CHECK c. 90 s. 32F	Misd.	30 days	6 months						
Yes 1 c. 90 s. 32H		LEASE MOTORCYCLES WITHOUT LICENSE c. 90 s. 32H	Misd.	30 days	6 months						
Yes 2 c. 90 s. 34B		INSURANCE CERTIFICATE, FAKE MOTOR VEH c. 90 s. 34B	Misd.	1 year	1 year						
Yes 2 c. 90 s. 34F		SELF-INSURER FAIL NOTIFY OF C. 90 s. 34F	Misd.	1 year	1 year						
Yes 2 c. 90 s. 34J		UNINSURED MOTOR VEHICLE c. 90 s. 34J	Misd.	1 year	1 year						
Yes 1 c. 90 s. 35B c. 90 s. 44		AIRPORT RUNWAY STRUCTURE TOO HIGH NEAR c. 90 s. 35B	Misd.	1 month	6 months						
Yes 1 c. 90 s. 39B c. 90 s. 44		AIRCRAFT OPERATION IN VIOL MUNIC REGUL c. 90 s. 39B	Misd.	1 month	6 months						
Yes 1 c. 90 s. 40 c. 90 s. 44		AIRCRAFT LICENSE, REGISTRATIONS, USE VIOLATIONS c. 90 s. 40	Misd.	1 month	6 months						
Yes 1 c. 90 s. 40A c. 90 s. 44		AIRCRAFT APPROACH REGULATIONS, VIOL MUNIC c. 90 s. 40A	Misd.	1 month	6 months						
Yes 2 c. 90 s. 44 c. 90 s. 44		AIRCRAFT OUTLIQUOR c. 90 s. 44	Misd.	1 month	2 years						
Yes 1 c. 90 s. 46 c. 90 s. 44		AIRCRAFT OPERATION TOO LOW/TO ENDANGER c. 90 s. 46	Misd.	1 month	6 months						
Yes 1 c. 90 s. 47 c. 90 s. 44		AIRCRAFT OPERATION, UNLICENSED c. 90 s. 47	Misd.	1 month	6 months						
Yes 1 c. 90 s. 48 c. 90 s. 44		AIRCRAFT UNLICENSED/UNREGISTERED c. 90 s. 48	Misd.	1 month	6 months						
Yes 1 c. 90 s. 49 c. 90 s. 44		AIRCRAFT REGISTRATION VIOLATIONS c. 90 s. 49	Misd.	1 month	6 months						
Yes 1 c. 90 s. 51J c. 90 s. 44		AIRPORT MUNICIPAL REGULATIONS VIOL c. 90 s. 51J	Misd.	1 month	6 months						
Yes 2 c. 90B s. 4B		BOAT ID NO. VIOLATIONS c. 90B s. 4B	Misd.	1 year	1 year						
No 2 Note D c. 90B s. 8(a)(1)(A)		BOAT OUTLIQUOR OR DRUGS c. 90B s. 8(a)(1)(A)	Misd.	2 1/2 years							
No 2 Note D c. 90B s. 8(a)(1)(A)		BOAT OUTLIQUOR OR DRUGS, 2ND OFF. c. 90B s. 8(a)(1)(A)	Misd.	14 days	14 days	2 1/2 years					
No 3 Note D c. 90B s. 8(a)(1)(A)		BOAT OUTLIQUOR OR DRUGS, 3RD OFF. c. 90B s. 8(a)(1)(A)	Misd.	6 months	6 months	2 1/2 years					

Grid Level	Offense Seriousness	Offense Notes	Offense Reference	Offense Penalty	Penalty Type	Punishment Factor	Staircase Time	Mand. H/C	Min H/C	Max H/C	Prison	Max Prison
No 4	Note D	c. 90B s. 8(a)(1)(A)		BOAT OUTLIQUOR OR DRUGS, 4TH OFF. c. 90B s. 8(a)(1)(A)	Felony	1 year	1 year	2 1/2 years	2 1/2 years	10 years		
No 4	Note D	c. 90B s. 8(a)(1)(A)		BOAT OUTLIQUOR OR DRUGS, 5TH OFF. c. 90B s. 8(a)(1)(A)	Felony	2 years	2 years	2 1/2 years	2 1/2 years	10 years		
Yes 1		c. 90B s. 8(b)	c. 90B s. 14(c)	WATER SKIS, SURBOARD, NIGHT OR NEGLIGENT USE c. 90B s. 8(b)	Misd.			6 months	6 months			
Yes 1		c. 90B s. 8(c)	c. 90B s. 14(c)	BOAT SKIER OBSERVER/LADDER, NO c. 90B s. 8(c)	Misd.			6 months	6 months			
Yes 1		c. 90B s. 8(d)	c. 90B s. 14(c)	BOAT SKIER VIOLATIONS c. 90B s. 8(d)	Misd.			6 months	6 months			
Yes 2		c. 90B s. 8(e)(1)		BOAT, NEGLECTFUL OR RECKLESS OPERATION OF c. 90B s. 8(e)(1)	Misd.			30 days	2 years			
Yes 2		c. 90B s. 8(e)(1)		BOAT ACCIDENT LEAVE SCENE OF PROPERTY DAMAGE c. 90B s. 8(e)(1)	Misd.			30 days	2 years			
Yes 2		c. 90B s. 8(e)(1)		BOAT APPLICATION FOR CERTIFICATION OF NUMBER FALSE STATEMENT c. 90B s. 8(e)(1)	Misd.			30 days	2 years			
Yes 2		c. 90B s. 8(e)(1)		BOAT USE W/O AUTHORITY, 1ST OFF. c. 90B s. 8(e)(1)	Misd.			30 days	2 years			
Yes 2		c. 90B s. 8(e)(1)		BOAT, USE W/O AUTHORITY, 2ND OFF. c. 90B s. 8(e)(1)	Felony			30 days	2 1/2 years	5 years		
Yes 3		c. 90B s. 8(e)(1)		BOAT, USE W/O AUTHORITY, 3RD AND SUBSQ. OFF. c. 90B s. 8(e)(1)	Felony			6 months	2 1/2 years	5 years		
Yes 3		c. 90B s. 8(e)(1)		BOAT ACCIDENT LEAVE SCENE OF PERSONAL INJURY c. 90B s. 8(e)(1)	Misd.			2 months	2 years			
Yes 4	Note E	c. 90B s. 8(A)(1)		BOAT OUT-LIQUOR OR DRUGS AND SERIOUS INJURY, RECKLESS/NEGIGENT c. 90B s. 8(A)(1)	Felony			6 months	6 months	2 1/2 years	10 years	
Yes 3		c. 90B s. 8(A)(2)		BOAT OUT-LIQUOR OR DRUGS AND SERIOUS INJURY c. 90B s. 8(A)(2)	Misd.			30 days	2 1/2 years			
Yes 6	Note E	c. 90B s. 8(B)(1)		BOAT OUTLIQUOR OR DRUGS & DEATH, RECKLESS OR NEGIGENT c. 90B s. 8B(1)	Felony			1 year	2 1/2 years	15 years		
Yes 3		c. 90B s. 8(B)(2)		BOAT, NEGLECTFUL OPERATION OF & DEATH c. 90B s. 8B(2)	Misd.			30 days	2 1/2 years			
Yes 4	Note A	c. 90B s. 8(B)(2)		BOAT RECKLESS OPERATION OF & DEATH c. 90B s. 8B(2)	Misd.			30 days	2 1/2 years			
Yes 4	Note A	c. 90B s. 8(B)(2)		BOAT OUTLIQUOR OR DRUGS & DEATH c. 90B s. 8B(2)	Misd.			30 days	2 1/2 years			
Yes 1		c. 90B s. 14(c)		BOAT, VIOLATION OF REGULATIONS c. 90B s. 14(c)	Misd.			6 months	6 months			
Yes 1	Note A	c. 90B s. 25	c. 90B s. 34	SNOW/REC VEH PUBLIC WAY, ON c. 90B s. 25	Misd.			60 days	60 days			
Yes 1	Note A	c. 90B s. 29	c. 90B s. 34	USE OR OPERATION OF SNOW OR RECREATIONAL VEHICLE; VIOLATION c. 90B s. 29	Misd.			60 days	60 days			
Yes 2		c. 90C s. 10		CITATION, ATTEMPT TO FALSEIFY c. 90C s. 10	Misd.			1 year	1 year			
Yes 3		c. 90D s. 32(a)		ALTER, FORGE, OR COUNTERFEIT CERTIFICATE OF TITLE OR SALVAGE TITLE c. 90D s. 32(a)	Felony			2 years	2 years	5 years		
Yes 1		c. 90D s. 32(b)		FAILURE TO DELIVER CERTIFICATE OF TITLE OR SALVAGE TITLE TO TRANSFEREE OR REGISTRAR c. 90D s. 32(b)	Misd.			6 months	6 months			
Yes 2		c. 91 s. 23		UNAUTHORIZED WORK IN PUBLIC WATERS, PUBLIC NUISANCES c. 91 s. 23	Misd.			1 year	1 year			
Yes 2		c. 91 s. 32	c. 91 s. 55	SUPERVISION OF TRANSPORTATION AND DUMPING OF DREDGED MATERIALS IN TIDEWATERS, VIOLATION OF c. 91 s. 52	Misd.			1 year	1 year			
Yes 2		c. 91 s. 53	c. 91 s. 55	SUPERVISION OF TRANSPORTATION AND DUMPING OF DREDGED MATERIALS IN TIDEWATERS, FAILURE TO PAY FOR c. 91 s. 53	Misd.			1 year	1 year			
Yes 2		c. 91 s. 54	c. 91 s. 55	NOTIFY OF DREDGING IN TIDE WATERS, FAILURE TO c. 91 s. 54	Misd.			1 year	1 year			
Yes 1		c. 91 s. 63		UNDERWATER SALVAGE RECOVERY WITHOUT A PERMIT c. 91 s. 63	Misd.			6 months	6 months			
Yes 2		c. 92 s. 111		TAKING, DIVERTING, CORRUPTING, OR DEFILING OF A WATER SUPPLY, UNAUTHORIZED c. 92 s. 111	Misd.			1 year	1 year			

Offense Seriousness	Offense Level Notes	Offense Reference	Penalty Offense Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 2	c. 92 App. s. 1-8		DESTRUCTION OF PROPERTY HELD BY THE MASSACHUSETTS WATER RESOURCE AUTHORITY c. 92 App. s. 1-8		Misd.					1 year	
Yes 2	c. 93 s. 4	c. 93 s. 10	RESTRAINT OF TRADE OR COMMERCE; KNOWINGLY VIOLATES WITH SPECIFIC INTENT TO INJURE c. 93 s. 4		Misd.					1 year	
Yes 2	c. 93 s. 5	c. 93 s. 10	MONOPOLIES; KNOWINGLY VIOLATES WITH SPECIFIC INTENT TO INJURE c. 93 s. 5		Misd.					1 year	
Yes 2	c. 93 s. 14F		Retailer or wholesaler sell below cost c. 93 s. 14F		Misd.					1 month	1 year
Yes 1	c. 93 s. 14M	c. 93 s. 14R	DISTRIBUTION AND REDEMPTION OF TRADING STAMPS; PRINTING; VIOLATION c. 93 s. 14M		Misd.					1 year	
Yes 1	c. 93 s. 14N	c. 93 s. 14R	DISTRIBUTION AND REDEMPTION OF TRADING STAMPS; CONDITIONS PRECEDENT; VIOLATION c. 93 s. 14N		Misd.					1 year	
Yes 1	c. 93 s. 14P	c. 93 s. 14R	CESSATION OF TRADING STAMP BUSINESS; VIOLATION c. 93 s. 14P		Misd.					1 year	
Yes 1	c. 93 s. 15		PUBLICATION OF STATEMENT OF FINANCIAL CONDITION OF A MINING CORPORATION c. 93 s. 15		Misd.					1 year	
Yes 2	c. 93 s. 16		FALSE MINING CORPORATION STATEMENT FILED WITH STATE SECRETARY c. 93 s. 16		Misd.					2 years	
Yes 2	c. 93 s. 17		SALE OF MINING STOCK WITH KNOWLEDGE OF FALSE ADVERTISING c. 93 s. 17		Misd.					2 years	
Yes 2	c. 93 s. 18		FALSE STATEMENTS TO STOCK EXCHANGE BY MINING CORPORATION AGENT c. 93 s. 18		Misd.					2 years	
Yes 1	Note A c. 93 s. 18A		FAILURE TO REPORT CHANGE IN IDENTIFICATION MARKINGS BY LAUNDRY OR DRY CLEANING ESTABLISHMENT c. 93 s. 18A		Misd.					3 months	
Yes 1	c. 93 s. 21G		OPERATION OF PRIVATE TRADE SCHOOL, UNLICENSED c. 93 s. 21G		Misd.					6 months	
Yes 1	Note A c. 93 s. 28A	c. 93 s. 28D	REMOVAL OR TERMINATION SALES; VIOLATION c. 93 s. 28A		Misd.					30 days	
Yes 1	Note A c. 93 s. 28F	c. 93 s. 28D	Fire sales; Advertising; VIOLATION c. 93 s. 28F		Misd.					30 days	
Yes 1	c. 93 s. 48		CANCELLATION OF AGREEMENTS CONSUMMATED AT PLACE OTHER THAN SELLER'S PLACE OF BUSINESS; VIOLATION c. 93 s. 48		Misd.					6 months	
Yes 2	c. 93 s. 66		OBTAINING INFORMATION FROM CONSUMER REPORTING AGENCY UNDER FALSE PRETENSES c. 93 s. 66		Misd.					1 year	
Yes 2	c. 93 s. 66A		INTRODUCING FALSE INFORMATION TO CONSUMER REPORTING AGENCY c. 93 s. 66A		Misd.					1 year	
Yes 2	c. 93 s. 67		PROVIDING INFORMATION TO UNAUTHORIZED PERSON BY CONSUMER REPORTING AGENCY EMPLOYEE/OFFICER c. 93 s. 67		Misd.					1 year	
Yes 1	Note A c. 93 s. 106		VIDEO RENTAL; RECORDS; VIOLATION c. 93 s. 106		Misd.					60 days	
Yes 1	Note A c. 94 s. 9A	c. 94 s. 9E	BAKERY FACILITY VIOLATION; 2ND OFF. c. 94 s. 9A		Misd.					10 days	
Yes 1	Note A c. 94 s. 9A	c. 94 s. 9E	BAKERY FACILITY VIOLATION; 3RD AND SUBSQ. OFF. c. 94 s. 9A		Misd.					1 month	
Yes 1	Note A c. 94 s. 9B	c. 94 s. 9E	BAKERY ALLOW SLEEPING; 2ND OFF. c. 94 s. 9B		Misd.					10 days	
Yes 1	Note A c. 94 s. 9B	c. 94 s. 9E	BAKERY ALLOW SLEEPING; 3RD AND SUBSQ. OFF. c. 94 s. 9B		Misd.					1 month	
Yes 1	Note A c. 94 s. 9C	c. 94 s. 9E	BAKERY NOT REPAIRED; 2ND OFF. c. 94 s. 9C		Misd.					10 days	
Yes 1	Note A c. 94 s. 9C	c. 94 s. 9E	BAKERY NOT REPAIRED; 3RD AND SUBSQ. OFF. c. 94 s. 9C		Misd.					1 month	
Yes 1	Note A c. 94 s. 9D	c. 94 s. 9E	BAKERY VIOLATE BOTH REGULATION; 2ND OFF. c. 94 s. 9D		Misd.					10 days	
Yes 1	Note A c. 94 s. 9D	c. 94 s. 9E	BAKERY VIOLATE BOTH REGULATION; 3RD AND SUBSQ. OFF. c. 94 s. 9D		Misd.					1 month	

Grid Level	Offense Seriousness	Offense	Offense	Penalty	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison	
Yes 1	Note A c. 94 s. 10H	c. 94 s. 10K	BREAD, MAKE/SELL UNENRICHED, SUBSQ. OFF. c. 94 s. 10H	Misd.	Misd.					3 months		
Yes 1	Note A c. 94 s. 10I	c. 94 s. 10K	BREAD/FLOUR ENRICHMENT REG VIOL, SUBSQ. OFF. c. 94 s. 10I	Misd.	Misd.					3 months		
Yes 1	Note A c. 94 s. 10J	c. 94 s. 10K	BREAD/FLOUR LABELING VIOLATION, SUBSQ. OFF. c. 94 s. 10J	Misd.	Misd.					3 months		
Yes 1	Note A c. 94 s. 16A	c. 94 s. 16I	MILK FROM UNREGIS DAIRY, SELL, SUBSQ.OFF.c. 94 s.16A	Misd.	Misd.					3 months		
Yes 1	Note A c. 94 s. 16E	c. 94 s. 16I	MILK DAIRY FAIL FILE DPH REPORT, SUBSQ. OFF. c. 94 s. 16E	Misd.	Misd.					3 months		
Yes 1	Note A c. 94 s. 16F	c. 94 s. 16I	MILK DEALER FAIL REGISTER, BUY FROM UNREGISTERED, SUBSQ. OFF. c. 94 s. 16F	Misd.	Misd.					3 months		
Yes 1	Note B c. 94 s. 16L		MILK FROM UNREGIS PLANT, SELL, 3RD AND SUBSQ. OFF. c. 94 s. 16L	Misd.	Misd.					6 months		
Yes 1	Note A c. 94 s. 20		MILK, SELL SUBSTANDARD, 3RD AND SUBSQ. OFF. c. 94 s. 20	Misd.	Misd.					3 months		
Yes 1	Note A c. 94 s. 38		MILK INSPECTOR,OBSTRUCT OR ABET MILK VIOLATION,c. 94 s.38	Misd.	Misd.					1 month	2 months	
Yes 1		c. 94 s. 39	MILK INSPECTION SEAL,COUNTERFEIT OR SAMPLE TAMPERING,c. 94 s. 39	Misd.	Misd.					3 months	6 months	
Yes 1	Note A c. 94 s. 40	c. 94 s. 42	DAIRY TRUCK OR MILK LICENSE VIOLATION,3RD AND SUBSQ.OFF. c. 94 s. 40	Misd.	Misd.					1 month	2 months	
Yes 2	c. 94 s. 54		BUTTER IMITATION MADE OF FA/T/OIL,c. 94 s.54	Misd.	Misd.					1 year		
Yes 1	Note A c. 94 s. 59		BUTTER, FAIL LABEL RENOVATED, 3RD AND SUBSQ. OFF. c. 94 s. 59	Misd.	Misd.					2 months	3 months	
Yes 1	c. 94 s.65H	c. 94 s. 65R	FROZEN DESSERTS LICENSE VIOL c. 94 s. 65H	Misd.	Misd.					6 months		
Yes 1		c. 94 s.65L	c. 94 s. 65R	FROZEN DESSERTS SALES VIOL c. 94 s. 65L	Misd.	Misd.					6 months	
Yes 1	c. 94 s.65M	c. 94 s. 65R	FROZEN DESSERTS FASTERIATION VIOL c. 94 s. 65M	Misd.	Misd.					6 months		
Yes 1	c. 94 s.65N	c. 94 s. 65R	FROZEN DESSERTS SANITARY VIOL c. 94 s. 65N	Misd.	Misd.					6 months		
Yes 1	c. 94 s.65O	c. 94 s. 65R	FROZEN DESSERTS, NONCONFORMING,c. 94 s. 65O	Misd.	Misd.					6 months		
Yes 1	c. 94 s.65P	c. 94 s. 65R	FROZEN DESSERTS, MISL-LABELED c. 94 s. 65P	Misd.	Misd.					6 months		
Yes 1	Note A c. 94 s. 66	through 72	c. 94 s. 73	COLD STORAGE VIOLATIONS, SUBSQ.OFF c. 94 s. s. 66 through 72,92	Misd.	Misd.					1 month	
Yes 1	c. 94 s.77A	through 88D	c. 94 s. 88D	SEAFOOD VIOLATIONS,c. 94 s. 77A through 88D	Misd.	Misd.					6 months	
Yes 1	Note A c. 94 s. 77G	c. 94 s. 77G	LOBSTER,SELL/OFFER UNCOOKED DEAD,c. 94 s. 77G	Misd.	Misd.					10 days	60 days	
Yes 1	Note A c. 94 s. 90		EGGS, BREAK/CAN/WITHOUT LICENSE,c. 94 s. 90	Misd.	Misd.					3 months		
Yes 1	Note A c. 94 s. 92A		EGGS, SELL/USE DECAYED c. 94 s. 92A	Misd.	Misd.					3 months		
Yes 2	c. 94 s. 118	through 128	c. 94 s. 129	MEAT, LIVESTOCK VIOLATION c. 94 s. 118 through 128	Misd.	Misd.					1 year	
Yes 2	Note B c. 94 s. 118	through 128	c. 94 s. 129	MEAT, LIVESTOCK VIOLATION W/I DEFRAUD OR KNOWINGLY DISTRIBUTE ADULTERATED,c. 94 s. 118 through 128	Misd.	Misd.					1 year	
Yes 2	c. 94 s. 128(a)		LIVESTOCK INQUIRY,FAIL TESTIFY AT DPH,c. 94 s. 128(a)	Misd.	Misd.					1 year		

[January]

Grid	Offense Seriousness	Offense		Offense Reference	Penalty Offense Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Prison	Max Prison
		Level	Notes										
Yes 3	c. 94 s. 128(b)			FALSE STATEMENT/REPORT DPH c. 94 s. 128(b)			Misd.			60 days			
Yes 1	Note A c. 94 s. 139D			SLAUGHTER BY INHUMANE METHOD c. 94 s. 139D			Misd.			60 days			
Yes 1	Note A c. 94 s. 139E			SLAUGHTER IN VIOLATION HUMANE REGULATION c. 94 s. 139E			Misd.			2 months			
Yes 1	Note A c. 94 s. 149			BOARD OF HEALTH INSPECTION, OBSTRUCT c. 94 s. 149			Misd.			6 months			
Yes 1	c. 94 s. 150			UNWHOLESALE FOOD, SELL UNDISCLOSED c. 94 s. 150			Misd.			60 days			
Yes 1	Note A c. 94 s. 150A			UNWHOLESALE FOOD, OFFER FOR SALE c. 94 s. 150A			Misd.			60 days			
Yes 1	Note A c. 94 s. 151			VEAL, KILL/SELL UNDERAGE c. 94 s. 151			Misd.			2 months			
Yes 1	c. 94 s. 152A	c. 94 s. 152C		POULTRY SALE OR REGULATION VIOLATION, SUBSQ. OFF. c. 94 s. 152A			Misd.			30 days			
Yes 1	c. 94 s. 152B	c. 94 s. 152C		POULTRY CONTAINERS, IMPORTATION VIOLATION, SUBSQ. OFF. c. 94 s. 152B			Misd.			30 days			
Yes 1	c. 94 s. 168			VINEGAR VIOLATIONS c. 94 s. 168			Misd.			6 months			
Yes 2	c. 94 s. 187D			IMPERSONATION TO AVOID FOOD/DRUG INSPTN c. 94 s. 187D			Misd.			2 years			
Yes 1	c. 94 s. 189A			FOOD/DRUG, REMOVE IMPOUNDED c. 94 s. 189A			Misd.			6 months			
Yes 1	c. 94 s. 190			ADULTERATED/MISBRANDED FOOD/DRUG, 3RD AND SUBSQ. OFF. c. 94 s. 190			Misd.			6 months			
Yes 1	c. 94 s. 194B			HALIBUT, SELL FALSE c. 94 s. 194B			Misd.			6 months			
Yes 1	c. 94 s. 224			GRAIN WEIGHER, FRAUD BY c. 94 s. 224			Misd.			6 months			
Yes 2	c. 94 s. 248			COAL OR FUEL OIL, FRAUDULENT SALE OF ATTEMPT c. 94 s. 248			Misd.			1 year			
Yes 2	c. 94 s. 249B			COAL INSPECTION, OBSTRUCT c. 94 s. 249B			Misd.			1 month			
Yes 2	c. 94 s. 249C			COAL, SELL CONDEMNED c. 94 s. 249C			Misd.			1 month			
Yes 2	c. 94 s. 249D			COAL, SELL UNFIT c. 94 s. 249D			Misd.			1 year			
Yes 2	c. 94 s. 249E			COAL, ADULTERATED c. 94 s. 249E			Misd.			1 year			
Yes 1	c. 94 s. 249H			FUEL OIL, REGULATION VIOLATION c. 94 s. 249H			Misd.			6 months			
Yes 1	c. 94 s. 271	c. 94 s. 277		UPHOLSTERY/BEDDING, UNLICENSED c. 94 s. 271			Misd.			6 months			
Yes 1	c. 94 s. 272	c. 94 s. 277		UPHOLSTERY/BEDDING CONTENTS, UNLABELED c. 94 s. 272			Misd.			6 months			
Yes 1	c. 94 s. 273	c. 94 s. 277		UPHOLSTERY/BEDDING STERILIZATION VIOL c. 94 s. 273			Misd.			6 months			
Yes 1	c. 94 s. 276	c. 94 s. 277		UPHOLSTERY/BEDDING INSPECTOR, OBSTRUCT c. 94 s. 276			Misd.			6 months			
Yes 1	Note A c. 94 s. 277B			IMPORTED ITEM, FAIL LABEL, SUBSQ. OFF. c. 94 s. 277B			Misd.			1 month			
Yes 1	Note A c. 94 s. 289			TURPENTINE, UNMARKED ADULTERATED 3RD AND SUBSQ. OFF. c. 94 s. 289			Misd.			1 month			
Yes 1	Note A c. 94 s. 291			PAINT, MISLABELED c. 94 s. 291			Misd.			2 months			
Yes 2	c. 94 s. 295G	c. 94 s. 295K		GASOLINE/OIL, ADULTERATE/SUBSTITUTE c. 94 s. 295G			Misd.			1 year			
Yes 1	c. 94 s. 303A	through 303D	c. 94 s. 303E	METHYL/WOOD ALCOHOL SALES VIOLATION c. 94 s. 303A through 303D			Misd.			6 months			
Yes 2	c. 94 s. 303F			HEATING OIL DELIVERY TICKET, ALTER c. 94 s. 303F			Misd.			1 year			

Grid Level	Offense Seriousness	Offense Notes	Offense Reference	Offense Penalty	Offense Offense	Packing by weight, fraudulent, 3rd and subso. off. c. 94 s. 305	Packaging	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 1	Note A	c. 94 s. 305						Misd.		1 month	3 months			
Yes 1		c. 94 s. 307				TOBACCO PRODUCTS, SELL CONTAMINATED c. 94 s. 307		Misd.		6 months	6 months			
Yes 2		c. 94 s. 318				APPLIANCE ENERGY USE INFO, FALSELY c. 94 s. 318		Misd.		1 year	1 year			
Yes 2		c. 94 s. 2				through 22 c. 94 s. 22	MILK REGULATION ORDER VIOLATION c. 94A s. 2 through 22	Misd.			1 year	1 year		
Yes 2		c. 94A App. s. 1-15				North Eastern Dairy Interstate Compact Confidentiality, VIOLATION OF c. 94A App. s. 1-15		Misd.			1 year	1 year		
Yes 1	Note A	c. 94B s. 3	c. 94B s. 4			HAZARDOUS SUBST, MISBRANDED/BANNED c. 94B s. 3		Misd.			90 days			
Yes 2		c. 94B s. 3	c. 94B s. 4			HAZARDOUS SUBST, MISBRANDED/BANNED		Misd.			1 year			
Yes 1		c. 94B s. 6	c. 94B s. 6(b)			HAZARDOUS SUBST, OBSTRUCTIVE SEARCH FOR c. 94B s. 6		Misd.			6 months	6 months		
Yes 1		c. 94B s. 7	c. 94B s. 6(b)			HAZARDOUS SUBST, EXAMINATION OF RECORDS c. 94B s. 7		Misd.			6 months	6 months		
Yes 2		c. 94C s. 8	c. 94C s. 8(i)			DRUG RESEARCH STUDY VIOLATION c. 94C s. 8		Misd.			1 year	1 year		
Yes 1		c. 94C s. 21	c. 94C s. 39			DRUG, PHARMACIST FAIL LABEL c. 94C s. 21		Misd.			6 months	6 months		
Yes 2		c. 94C s. 21	c. 94C s. 39			DRUG, PHARMACIST FAIL LABEL, SUBSQ. OFF. c. 94C s. 21		Misd.			2 years	2 years		
Yes 1		c. 94C s. 23(a)	c. 94C s. 39			PRESCRIPTION, WRITE IMPROPER c. 94C s. 23(a)		Misd.			6 months	6 months		
Yes 2		c. 94C s. 23(a)	c. 94C s. 39			PRESCRIPTION, WRITE IMPROPER, SUBSQ. OFF. c. 94C s. 23(a)		Misd.			2 years	2 years		
Yes 1		c. 94C s. 23(b)	c. 94C s. 39			DRUG, PRACTITIONER FAIL LABEL c. 94C s. 23(b)		Misd.			6 months	6 months		
Yes 2		c. 94C s. 23(b)	c. 94C s. 39			DRUG, PRACTITIONER FAIL LABEL, SUBSQ. OFF. c. 94C s. 23(b)		Misd.			2 years	2 years		
Yes 2		c. 94C s. 24(a)	c. 94C s. 38			DRUG, FAIL REPORT DISPENSING c. 94C s. 24(a)		Misd.			1 year	1 year		
Yes 3		c. 94C s. 24(a)	c. 94C s. 38			DRUG, FAIL REPORT DISPENSING, SUBSQ. OFF. c. 94C s. 24(a)		Misd.			2 years	2 years		
Yes 2		c. 94C s. 25(l)	c. 94C s. 38			DRUG, DISPENSE W/O PRESCRIPTION c. 94C s. 25(l)		Misd.			1 year	1 year		
Yes 3		c. 94C s. 25(l)	c. 94C s. 38			DRUG, DISPENSE W/O PRESCRIPTION, SUBSQ. OFF. c. 94C s. 25(l)		Misd.			2 years	2 years		
Yes 2		c. 94C s. 25(2)	c. 94C s. 38			DRUG, DISTRIB IMPROP TO REGISTRANT c. 94C s. 25(2)		Misd.			1 year	1 year		
Yes 3		c. 94C s. 25(2)	c. 94C s. 38			DRUG, DISTRIB IMPROP TO REGISTRANT, SUBSQ. OFF. c. 94C s. 25(2)		Misd.			2 years	2 years		
Yes 2		c. 94C s. 25(3)	c. 94C s. 38			DRUG, DISTRIBUTE UNAUTHORIZED c. 94C s. 25(3)		Misd.			1 year	1 year		
Yes 3		c. 94C s. 25(3)	c. 94C s. 38			DRUG, DISTRIBUTE UNAUTHORIZED, SUBSQ. OFF. c. 94C s. 25(3)		Misd.			2 years	2 years		
Yes 2		c. 94C s. 25(4)	c. 94C s. 38			DRUG LABEL, REMOVE/ALTER c. 94C s. 25(4)		Misd.			1 year	1 year		
Yes 3		c. 94C s. 25(4)	c. 94C s. 38			DRUG LABEL, REMOVE/ALTER, SUBSQ. OFF. c. 94C s. 25(4)		Misd.			2 years	2 years		
Yes 2		c. 94C s. 25(5)	c. 94C s. 38			DRUG RECORDS, FAIL KEEP c. 94C s. 25(5)		Misd.			1 year	1 year		
Yes 3		c. 94C s. 25(5)	c. 94C s. 38			DRUG RECORDS, FAIL KEEP, SUBSQ. OFF. c. 94C s. 25(5)		Misd.			2 years	2 years		
Yes 2		c. 94C s. 25(6)	c. 94C s. 38			DRUG INSPECTION, REFUSE c. 94C s. 25(6)		Misd.			1 year	1 year		
Yes 3		c. 94C s. 25(6)	c. 94C s. 38			DRUG INSPECTION, REFUSE, SUBSQ. OFF. c. 94C s. 25(6)		Misd.			2 years	2 years		
Yes 2		c. 94C s. 25(7)	c. 94C s. 38			DRUG SEAL, BREAK c. 94C s. 25(7)		Misd.			1 year	1 year		

[January]

Offense Seriousness	Offense Level Notes	Offense Reference	Offense Penalty	Offense Reference	Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 3	c. 94C.s.25(7)	c. 94C.s.38	DRUG SEAL, BREAK, SUBSQ. OFF. c. 94C.s. 25(7)			Misd.			2 years			
Yes 2	c. 94C.s.26(1)	c. 94C.s.38	DRUG, ORDER, DISTRIB W/O ORDER c. 94C.s. 26(1)			Misd.			1 year			
Yes 3	c. 94C.s.26(1)	c. 94C.s.38	DRUG, REGISTRANT,DISTRIB W/O ORDER,2ND c. 94C.s. 26(1)			Misd.			2 years			
Yes 2	c. 94C.s.26(2)	c. 94C.s.38	DRUG INFO,REGISTRANT GIVE FALSE, SUBSQ. OFF. c. 94C.s. 26(2)			Misd.			1 year			
Yes 3	c. 94C.s.26(2)	c. 94C.s.38	DRUG INFO,REGISTRANT GIVE FALSE, SUBSQ. OFF. c. 94C.s. 26(2)			Misd.			2 years			
Yes 2	c. 94C.s.27	c. 94C.s.38	HYPODERMIC, VIOLATION c. 94C.s. 27			Misd.			1 year			
Yes 3	c. 94C.s.27	c. 94C.s.38	HYPODERMIC, VIOLATION, SUBSQ. OFF. c. 94C.s. 27			Misd.			2 years			
Yes 4	c. 94C.s.32(a)		DRUG, DISTRIBUTE OR POSSESS WITH INTENT, CLASS A, c. 94C.s. 32(a)			Felony			2 1/2 years			
Yes 6	Note C c. 94C.s.32(b)		DRUG, DISTRIBUTE OR POSSESS WITH INTENT, CLASS A, SUBSQ. OFF. c. 94C.s. 32(b)			Felony			5 years			
Yes 4	c. 94C.s.32(a)		DRUG, DISTRIBUTE OR POSSESS WITH INTENT, CLASS B, c. 94C.s. 32(a)			Felony			2 1/2 years			
Yes 5	Note C c. 94C.s.32(a)(b)		DRUG, DISTRIBUTE OR POSSESS WITH INTENT, CLASS B, SUBSQ. OFF. c. 94C.s. 32(a)(b)			Felony			3 years			
Yes 4	Note C c. 94C.s.32(a)(c)		METHAMPHETAMINE (c.94C.s. 31, Class B(c)(2)), DISTRIBUTE OR POSSESS WITH INTENT c. 94C.s. 32(a)(c)			Felony			3 years			
Yes 4	Note C c. 94C.s.31 Class B(a)(4)		COCAINE (c.94C.s. 31 Class B(a)(4)), DISTRIBUTE OR POSSESS WITH INTENT c. 94C.s. 32(a)(c)			Felony			3 years			
Yes 4	Note C c. 94C.s.32(a)(c)		PHENCYCLIDINE, DISTRIBUTE OR POSSESS WITH INTENT c. 94C.s. 32(a)(c)			Felony			3 years			
Yes 6	Note C c. 94C.s.32(a)(d)		METHAMPHETAMINE (c.94C.s. 31, Class B(c)(2)), DISTRIBUTE OR POSSESS WITH INTENT, SUBSQ. OFF. c. 94C.s. 32(a)(d)			Felony			3 years			
Yes 6	Note C c. 94C.s.32(a)(d)		COCAINE (c.94C.s. 31 Class B(a)(4)), DISTRIBUTE OR POSSESS WITH INTENT, SUBSQ. OFF. c. 94C.s. 32(a)(d)			Felony			3 years			
Yes 6	Note C c. 94C.s.32(a)(d)		PHENCYCLIDINE, DISTRIBUTE OR POSSESS WITH INTENT, SUBSQ. OFF. c. 94C.s. 32(a)(d)			Felony			5 years			
Yes 3	c. 94C.s.32(b)(a)		DRUG, DISTRIBUTE OR POSSES WITH INTENT, CLASS C, c. 94C.s. 32(b)(a)			Felony			2 1/2 years			
Yes 5	Note C c. 94C.s.32(b)(b)		DRUG, DISTRIBUTE OR POSSES WITH INTENT, CLASS B, c. 94C.s. 32(b)(b)			Felony			2 years			
Yes 2	c. 94C.s.32(c)(a)		DRUG, DISTRIBUTE OR POSSES WITH INTENT, CLASS D, c. 94C.s. 32(c)(a)			Misd.			2 years			
Yes 3	c. 94C.s.32(c)(b)		DRUG, DISTRIBUTE OR POSSES WITH INTENT, CLASS E, c. 94C.s. 32(c)(b)			Misd.			1 year			
Yes 2	Note A c. 94C.s.32D(a)		DRUG, DISTRIBUTE OR POSSES WITH INTENT, CLASS F, c. 94C.s. 32D(a)			Misd.			9 months			
Yes 3	Note A c. 94C.s.32D(b)		DRUG, DISTRIBUTE OR POSSES WITH INTENT, CLASS G, c. 94C.s. 32D(b)			Misd.			1 1/2 years			
Yes 4	Note C c. 94C.s.32E(a)(1)		MARIJUANA, TRAFFICKING IN c. 94C.s. 32E(a)(1) - 50 to 100 lbs			Felony			2 1/2 years			
Yes 5	Note C c. 94C.s.32E(a)(2)		MARIJUANA, TRAFFICKING IN c. 94C.s. 32E(a)(2) - 100 to 2,000 lbs			Felony			3 years			
Yes 6	Note C c. 94C.s.32E(a)(3)		MARIJUANA, TRAFFICKING IN c. 94C.s. 32E(a)(3) - 2,000 to 10,000 lbs			Felony			5 years			
Yes 7	Note A/ c. 94C.s.32E(a)(4)		MARIJUANA, TRAFFICK IN c. 94C.s. 32E(a)(4) - 10,000 or more lbs			Felony			10 years			
Note C												
Yes 5	Note C c. 94C.s.32E(b)(1)		COCAINE (c.94C.s. 31(a)(4)), TRAFFICKING IN c. 94C.s. 32E(b)(1) - 14 to 28 g			Felony			3 years			
Yes 5	Note C c. 94C.s.32E(b)(1)		PHENMETRAZINE, TRAFFICKING IN c. 94C.s. 32E(b)(1) - 14 to 28 g			Felony			3 years			

Grid Level	Offense Seriousness	Offense	Offense	Offense	Offense	Penalty Type	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
	Notes	Offense Reference	Penalty Reference	Offense Reference	Offense								
Yes 6	Note C c. 94C.s. 32E(b)(2)	COCAINE (c.94C.s. 31(a)(4)), TRAFFICK IN c. 94C.s. 32E(b)(2) - 28 to 100 g			Felony		5 years			5 years		20 years	
Yes 6	Note C c. 94C.s. 32E(b)(2)	PHENMETRAZINE, TRAFFICK IN c. 94C.s. 32E(b)(2) - 28 to 100 g			Felony		5 years			5 years		20 years	
Yes 7	Note C c. 94C.s. 32E(b)(3)	COCAINE (c.94C.s. 31(a)(4)), TRAFFICK IN c. 94C.s. 32E(b)(3) - 100 to 200 g			Felony		10 years			10 years		20 years	
Yes 7	Note C c. 94C.s. 32E(b)(3)	PHENMETRAZINE, TRAFFICK IN c. 94C.s. 32E(b)(3) - 100 to 200 g			Felony		10 years			10 years		20 years	
Yes 8	Note A' c. 94C.s. 32E(b)(4)	COCAINE (c.94C.s. 31(a)(4)), TRAFFICK IN c. 94C.s. 32E(b)(4) - 200 or more g			Felony		15 years			15 years		20 years	
Yes 8	Note A' c. 94C.s. 32E(b)(4)	PHENMETRAZINE, TRAFFICK IN c. 94C.s. 32E(b)(4) - 200 g or more			Felony		15 years			15 years		20 years	
Yes 6	Note C c. 94C.s. 32E(c)(1)	HEROIN/MORPHINE/OPUM, TRAFFICK IN c. 94C.s. 32E(c)(1) - 14 to 28 g			Felony		5 years			5 years		20 years	
Yes 7	Note C c. 94C.s. 32E(c)(2)	HEROIN/MORPHINE/OPUM, TRAFFICK IN c. 94C.s. 32E(c)(2) - 28 to 100 g			Felony		7 years			7 years		20 years	
Yes 7	Note C c. 94C.s. 32E(c)(3)	HEROIN/MORPHINE/OPUM, TRAFFICK IN c. 94C.s. 32E(c)(3) - 100 to 200 g			Felony		10 years			10 years		20 years	
Yes 8	Note A' c. 94C.s. 32E(c)(4)	HEROIN/MORPHINE/OPUM, TRAFFICK IN c. 94C.s. 32E(c)(4) - 200 or more g			Felony		15 years			15 years		20 years	
Yes 6	Note C c. 94C.s. 32F(a)	DRUG, DISTRIBUTE OR POSSESS WITH INTENT TO MINOR CLASS A c. 94C.s. 32F(a)			Felony		5 years			5 years		20 years	
Yes 5	Note C c. 94C.s. 32F(b)	DRUG, DISTRIBUTE OR POSSESS WITH INTENT TO MINOR CLASS B c. 94C.s. 32F(b)			Felony		3 years			3 years		20 years	
Yes 5	Note C c. 94C.s. 32F(c)	DRUG, DISTRIBUTE OR POSSESS WITH INTENT TO MINOR CLASS C c. 94C.s. 32F(c)			Felony		2 years			2 years		21/2 years	
Yes 6	Note C c. 94C.s. 32F(d)	COCAINE (c.94C.s. 31(a)(4)), DISTRIBUTE OR POSSESS WITH INTENT TO MINOR c. 94C.s. 32F(d)			Felony		5 years			5 years		20 years	
Yes 2	c. 94C.s. 32G	COUNTERFEIT DRUG, DISTRIBUTE OR POSSESS WITH INTENT c. 94C.s. 32G			Misd.		1 year			1 year		15 years	
Yes 2	Note B c. 94C.s. 32I(a)	DRUG, DISTRIBUTE OR POSSESS WITH INTENT c. 94C.s. 32I(a)			Misd.		1 year			2 years		3 years	
Yes 3	Note B c. 94C.s. 32I(b)	DRUG, PARAPHERNALIA, SELL TO MINOR c. 94C.s. 32I(b)			Felony					3 years		5 years	
Yes 4	Note C c. 94C.s. 32I	DRUG VIOLATION NEAR SCHOOL/PARK c. 94C.s. 32I			Felony		2 years			2 years		2 1/2 years	
Yes 4	Note C c. 94C.s. 32J	DRUG VIOLATION NEAR SCHOOL c. 94C.s. 32J			Felony		2 years			2 years		2 1/2 years	
Yes 6	c. 94C.s. 32K	DRUG FUNDS, INDUCE MINOR TO POSSESS c. 94C.s. 32K			Felony					5 years		15 years	
Yes 6	c. 94C.s. 32K	DRUG, INDUCE MINOR TO DISTRIBUTE c. 94C.s. 32K			Felony					3 years		5 years	
Yes 2	c. 94C.s. 33(a) c. 94C.s. 33(c)	DRUG, FALSE REGIS NUMBER FOR c. 94C.s. 33(a)			Felony					2 1/2 years		4 years	
Yes 3	c. 94C.s. 33(d) c. 94C.s. 33(c)	DRUG, FALSE REGIS NUMBER FOR, SUBSQ, OFF. c. 94C.s. 33(a)			Felony					2 1/2 years		8 years	
Yes 2	c. 94C.s. 33(b) c. 94C.s. 33(c)	PRESCRIPTION, UTTER FALSE c. 94C.s. 33(b)			Felony					2 1/2 years		4 years	
Yes 2	c. 94C.s. 33(b) c. 94C.s. 33(c)	DRUG, OBTAIN BY FRAUD c. 94C.s. 33(b)			Felony					2 1/2 years		4 years	
Yes 3	c. 94C.s. 33(b) c. 94C.s. 33(c)	PRESCRIPTION, UTTER FALSE, SUBSQ, OFF. c. 94C.s. 33(b)			Felony					2 1/2 years		8 years	
Yes 3	c. 94C.s. 33(b) c. 94C.s. 33(c)	DRUG, OBTAIN BY FRAUD, SUBSQ, OFF. c. 94C.s. 33(b)			Felony					2 1/2 years		8 years	
Yes 1	c. 94C.s. 34	MARIJUANA POSSESS c. 94C.s. 34			Misd.					6 months			
Yes 1	c. 94C.s. 34	DRUG, POSSESS CLASS E c. 94C.s. 34			Misd.					6 months			

Offense Seriousness	Offense Level Notes	Offense Reference	Penalty Reference	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Prison	Max Prison
Yes 2	c. 94C.s. 34	DRUG, POSSESS CLASS A c. 94C.s. 34			Misd.			1 year			
Yes 2	c. 94C.s. 34	DRUG, POSSESS CLASS B c. 94C.s. 34			Misd.			1 year			
Yes 2	c. 94C.s. 34	DRUG, POSSESS CLASS C c. 94C.s. 34			Misd.			1 year			
Yes 2	c. 94C.s. 34	DRUG, POSSESS CLASS D c. 94C.s. 34			Misd.			1 year			
Yes 2	c. 94C.s. 34	HEROIN, POSSESS c. 94C.s. 34			Misd.			2 years			
Yes 2	c. 94C.s. 34	MARIJUANA, POSSESS, SUBSQ. OFF. c. 94C.s. 34			Misd.			2 years			
Yes 3	c. 94C.s. 34	DRUG, POSSESS CLASS A, SUBSQ. OFF. c. 94C.s. 34			Misd.			2 years			
Yes 3	c. 94C.s. 34	DRUG, POSSESS CLASS B, SUBSQ. OFF. c. 94C.s. 34			Misd.			2 years			
Yes 3	c. 94C.s. 34	DRUG, POSSESS CLASS C, SUBSQ. OFF. c. 94C.s. 34			Misd.			2 years			
Yes 3	c. 94C.s. 34	DRUG, POSSESS CLASS D, SUBSQ. OFF. c. 94C.s. 34			Misd.			2 years			
Yes 3	c. 94C.s. 34	HEROIN, POSSESS, SUBSQ. OFF. c. 94C.s. 34			Felony			2 1/2 years	2 1/2 years	5 years	
Yes 2	c. 94C.s. 35	HEROIN, BEING PRESENT WHERE KEPT c. 94C.s. 35			Misd.			1 year			
Yes 4	c. 94C.s. 37	DRUG,LARCENYOF c. 94C.s. 37			Felony			2 1/2 years			
Yes Contingent Note 1	c. 94C.s. 40	CONSPIRACY TO VIOLATE DRUG LAW c. 94C.s. 40			Felony			10 years			
Yes 1	c. 100A.s. 9	c. 100A.s. 12	ACTION VIOLATION c. 100A.s. 9		Misd.						
Yes 1	c. 100A.s. 10	c. 100A.s. 12	ACTION WITHOUT PERMIT c. 100A.s. 10		Misd.						
Yes 1	c. 100A.s. 7	c. 100A.s. 10	MOTOR VEH REPAIR SHOP VIOL, UNREGISTERED c. 100A.s. 7		Misd.						
Yes 1	c. 100A.s. 8	c. 100A.s. 10	MV REPAIR SHOP VIOLATIONS c. 100A.s. 8		Misd.						
Yes 1	c. 100A.s. 9	c. 100A.s. 10	MV REPAIR SHOP RECORDS VIOLATION c. 100A.s. 9		Misd.						
Yes 1	Note A c. 101A.s. 7	c. 101A.s. 9	TRANSIENT VENDOR SPECIAL STATEMENT VIOL c. 101A.s. 7		Misd.						
Yes 1	Note A c. 101A.s. 8	c. 101A.s. 9	TRANSIENT VENDOR, UNLICENSED c. 101A.s. 8		Misd.						
Yes 1	c. 101A.s. 20	c. 101A.s. 20	PEDDLING BY MINOR, PERMIT UNLAWFUL c. 101A.s. 20		Misd.						
Yes 1	c. 101A.s. 21	c. 101A.s. 21	PEDDLING BY MINOR, PERMIT UNLAWFUL c. 101A.s. 21		Misd.						
Yes 1	c. 101A.s. 31	c. 101A.s. 31	PEDDLING DOOR-TO-DOOR LICENSE, FALSE c. 101A.s. 31		Misd.						
Yes 1	c. 101A.s. 34	c. 101A.s. 34	PEDDLING DOOR-TO-DOOR VIOLATION c. 101A.s. 34		Misd.						
Yes 3	c. 105.s. 55		WAREHOUSE RECEIPT FOR UNRECEIVED GOODS c. 105.s. 55		Felony			2 1/2 years		5 years	
Yes 2	c. 105.s. 56		WAREHOUSE RECEIPT, FALSE c. 105.s. 56		Misd.			1 year			
Yes 3	c. 105.s. 57		WAREHOUSE RECEIPT, IMPROPER DUPLICATE c. 105.s. 57		Felony			2 1/2 years		5 years	
Yes 2	c. 105.s. 58		WAREHOUSE RECEIPT NOT SHOW ITS OWNERSHIP c. 105.s. 58		Misd.			1 year			
Yes 2	c. 105.s. 59		WAREHOUSE DELIVER GOODS WITHOUT RECEIPT c. 105.s. 59		Misd.			1 year			
Yes 2	c. 105.s. 60		WAREHOUSE, DEPOSIT ENCUMBERED GOODS IN c. 105.s. 60		Misd.			1 year			
Yes 3	c. 105.s. 61		WAREHOUSE RECEIPT, NEGOTIATE FRAUDULENTLY c. 105.s. 61		Felony			2 1/2 years		5 years	

Grid Level	Offense Seriousness	Offense Notes	Offense Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 3	c. 105 s. 62		WAREHOUSED GOODS IMPROPERLY DISPOSE OF c. 105 s. 62			Felony					3 years	3 years
Yes 3	c. 105 s. 63		WAREHOUSE RECEIPT, FALSE c. 105 s. 63			Felony					1 year	3 years
Yes 3	c. 105 s. 64		WAREHOUSE RECEIPT, NEGOTIATE ENCUMBERED c. 105 s. 64			Felony					1 year	3 years
Yes 2	c. 107 s. 7	c. 107 s. 8	BONDS REDEMERABLE IN NUMERICAL ORDER c. 107 s. 7			Misd.					1 year	
Yes 3	c. 108 s. 42		BILL OF LADING; FRAUDULENT ISSUE OF c. 108 s. 42			Felony					2 1/2 years	5 years
Yes 2	c. 108 s. 43		BILL OF LADING, FALSE STATEMENT IN c. 108 s. 43			Misd.					1 year	
Yes 3	c. 108 s. 44		BILL OF LADING, ISSUE IMPROPER DUPLICATE c. 108 s. 44			Felony					2 1/2 years	5 years
Yes 2	c. 108 s. 45		BILL OF LADING FOR ENCUMBERED GOODS c. 108 s. 45			Misd.					1 year	
Yes 3	c. 108 s. 46		BILL OF LADING, NEGOTIATE/TRANSFER FALSE c. 108 s. 46			Felony					2 1/2 years	5 years
Yes 3	c. 108 s. 47		BILL OF LADING, FALSELY OBTAIN c. 108 s. 47			Felony					2 1/2 years	5 years
Yes 3	c. 108 s. 48		BILL OF LADING, UNMARKED NON-NEGOTIABLE c. 108 s. 48			Felony					2 1/2 years	5 years
Yes 2	c. 110 s. 4A	c. 110 s. 26	CORPORATION, FALSELY HOLD OUT AS c. 110 s. 4A			Misd.					1 year	
Yes 2	c. 110 s. 4B	c. 110 s. 26	GOVERNMENT AGENCY OR STATE FAIR, FALSELY HOLD OUT AS c. 110 s. 4B			Misd.					1 year	
Yes 1	c. 110 s. 16		PLAY/MUSIC, UNAUTHORIZED PERFORMANCE OF c. 110 s. 16			Misd.					6 months	
Yes 2	c. 110 s. 18		CAN/BOTTLE, MISUSE REGISTERED c. 110 s. 18			Misd.					10 days	1 year
Yes 2	c. 110 s. 18		CAN/BOTTLE, MISUSE REGISTERED, SUBSQ.OFF c. 110 s. 18			Misd.					20 days	1 year
Yes 1	Note A	c. 110 s. 22	c. 110 s. 28	USE OF REGISTERED CANS WITHOUT CONSENT c. 110 s. 22		Misd.					2 months	
Yes 2	Note A	c. 110 s. 22	c. 110 s. 28	USE OF REGISTERED CANS WITHOUT CONSENT; SUBSQ.OFF c. 110 s. 22		Misd.					6 months	
Yes 1	Note A	c. 110 s. 23	c. 110 s. 28	CAN/BOTTLE, DEFACE REGISTERED c. 110 s. 23		Misd.					2 months	
Yes 2	Note A	c. 110 s. 23	c. 110 s. 28	CAN/BOTTLE, DEFACE REGISTERED, SUBSQ.OFF c. 110 s. 23		Misd.					6 months	
Yes 1	Note A	c. 110 s. 25A	c. 110 s. 29	LINEN, REGISTRATION OF ARTICLES, VIOLATION c. 110 s. 25A		Misd.					30 days	3 months
Yes 1	Note A	c. 110 s. 25B	c. 110 s. 29	LINEN, MISUSE REGISTERED, SUBSQ.OFF c. 110 s. 25B		Misd.					30 days	3 months
Yes 1	Note A	c. 110 s. 25C	c. 110 s. 29	LINEN, DEFACE REGISTERED, SUBSQ.OFF c. 110 s. 25C		Misd.					30 days	3 months
Yes 3	c. 110A s. 40(a)		SECURITIES VIOLATION OR FILING, FALSE c. 110A s. 40(a)									
Yes 2	c. 110C s. 2	c. 110C s. 9(f)	FAILURE TO PUBLICLY DISCLOSE TERMS OF TAKE OVER BID c. 110C s. 2									
Yes 2	c. 110C s. 7	c. 110C s. 9(f)	FRAUDULENT, EVASIVE, DECEPTIVE, MANIPULATIVE, OR GROSSLY UNFAIR PRACTICE IN TAKE OVER BID c. 110C s. 7									
Yes 1	c. 111 s. 5A		VACCINE EMERGENCY ORDER VIOLATION c. 111 s. 5A			Misd.					6 months	
Yes 2	c. 111 s. 5P		RADIATION SOURCES VIOLATIONS; UNLICENSED /UNREGISTERED c. 111 s. 5P			Misd.					2 years	
Yes 6	c. 111 s. 5P		HOSPITAL/CLINIC UNLICENSED OR VIOLATION, SUBSQ.OFF c. 111 s. 5P			Felony						
Yes 2	c. 111 s. 56		NURSING HOME ABUSE REPORTS, DISCLOSE c. 111 s. 72I			Misd.					2 years	
Yes 2	c. 111 s. 72I					Misd.					2 1/2 years	

Offense Seriousness	Offense Level Notes	Offense Reference	Penalty Offense Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Prison	Max Prison
Yes 2	c. 111 s. 72J	NURSING HOME ABUSE REGISTRY, DISCLOSE c. 111 s. 72J			Misd.				2 1/2 years		
Yes 2	c. 111 s. 73	NURSING HOME, UNLICENSED, OR VIOLATION, SUBSQ. OFF. c. 111 s. 73			Misd.				2 years		
Yes 2	c. 111 s. 127A	STATE SANITARY CODE MEDICAL WASTE VIOL. c. 111 s. 127A			Misd.				2 years		
Yes 2	c. 111 s. 1270	CONVEY REALTY TO AVOID CODE ENFORCEMENT c. 111 s. 1270			Misd.				1 year		
Yes 2	c. 111 s. 142A	AIR POLLUTION ORDER VIOL. c. 111 s. 142A			Misd.				1 year		
Yes 2	c. 111 s. 142B	AIR POLLUTION ORDER VIOL IN METRO DIST. c. 111 s. 142B			Misd.				1 year		
Yes 2	c. 111 s. 142K	EMISSIONS STANDARDS, CELL MV W/NONCOMPLY c. 111 s. 142K			Misd.				1 year		
Yes 2	c. 111 s. 142M	c. 111 s. 142M(f) EMISSIONS CONTROL TAMPER OR FALSIFY c. 111 s. 142M			Misd.				1 year		
Yes 3	c. 111 s. 150A	TRASH TREATMENT FACILITY VIOLATION c. 111 s. 150A			Misd.				2 years		
Yes 2	c. 111 s. 150B	HAZARDOUS WASTE TREATMENT VIOLATION c. 111 s. 150B			Misd.				1 year		
Yes 1	Note A c. 111 s. 154	HORSE KILLING/RENDERING, UNLICENSED c. 111 s. 154			Misd.				3 months		
Yes 2	c. 111 s. 160	WATER SUPPLY REGULATION/ORDER VIOLATION c. 111 s. 160			Misd.				1 year		
Yes 1	c. 111 s. 160A	WATER SUPPLY BACKFLOW TESTING, UNLIC. c. 111 s. 160A			Misd.				6 months		
Yes 2	c. 111 s. 160A	WATER SUPPLY, UNLIC CROSS CONNECTION TO c. 111 s. 160A			Misd.				1 year		
Yes 2	c. 111 s. 162	WATER SUPPLY POLLUTION ORDER VIOLATION c. 111 s. 162			Misd.				1 year		
Yes 2	c. 111 s. 170	WATER RESERVOIR/SPRING, POLLUTE c. 111 s. 170			Misd.				2 years		
Yes 1	Note A c. 111 s. 171	WATER SUPPLY, POLLUTE OR BATHE IN c. 111 s. 171			Misd.				1 month		
Yes 1	Note A c. 111 s. 174	WATER SUPPLY, DRIVE ANIMAL ON FROZEN c. 111 s. 174			Misd.				1 month		
Yes 1	Note A c. 111 s. 186B	CHILD'S SLEEPWEAR, SELF FLAMMABLE, SUBSQ c. 111 s. 186B			Misd.				90 days		
Yes 1	Note A c. 111 s. 196	LEAD PAINT, APPLY WILLFULLY c. 111 s. 196			Misd.				3 months		
Yes 1	c. 111 s. 196	LEAD PAINT, SEL WILLFULLY c. 111 s. 196			Misd.				6 months		
Yes 2	c. 111B s. 6	ALCOHOL DETOX PROG, UNLICENSED/DENY INSPECTION, SUBSQ. c. 111B s. 6			Misd.				2 years		
Yes 2	c. 111D s. 8	c. 111D s. 13 CLINICAL LABORATORY VIOLATION c. 111D s. 8			Felony				2 1/2 years		
Yes 2	c. 111D s. 13	CLINICAL LABORATORY, UNLICENSED c. 111D s. 13			Felony				2 1/2 years		
Yes 2	c. 111E s. 7	ESTABLISHED OR MAINTAINED UNLICENSED PRIVATE FACILITY/REFUSE INSPECTION, SUBSQ. OFF. c. 111E s. 7			Misd.				2 years		
Yes 1	Note A c. 111F s. 3	HAZARDOUS SUBST DISCLOSURE VIOLATIONS c. 111F s. 3			Misd.				30 days		
Yes 2	Note A c. 111F s. 3	HAZARDOUS SUBST DISCLOSURE VIOLATIONS, SUBSQ. OFF. c. 111F s. 3			Misd.				90 days		
Yes 2	c. 111F s. 21	HAZARDOUS SUBST INFO, DISCLOSE c. 111F s. 21			Misd.				1 year		
Yes 6	c. 111H s. 8	LOW-LEVEL RADIOACTIVE WASTE VIOLATION c. 111H s. 8			Felony						
Yes 1	c. 112A-2B	MEDICAL LAB TECHNICIAN SCHOOL, UNLIC c. 112 s. 2B			Misd.				6 months		
Yes 1	c. 112 s. 2C	MEDICAL X-RAY TECHNICIAN SCHOOL, UNLIC c. 112 s. 2C			Misd.				6 months		

Grid Level	Offense Seriousness	Offense	Offense	Offense	Penalty Type	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
	Notes	Offense Reference	Offense Reference	Offense Reference								
Yes 2	c. 112 s. 6	MEDICAL LICENSE/PRACTICE, VIOLATION c. 112 s. 6			Misd.	Misd.		1 month	1 year			
Yes 2	c. 112 s. 11	c. 112 s. 6	OSTEOPATH VIOLATION c. 112 s. 11		Misd.	Misd.		1 month	1 year			
Yes 2	Note B	c. 112 s. 12	FETUS IMPROPER EXPERIMENT ON HUMAN c. 112 s. 12		Felony			1 year	2 1/2 years			5 years
Yes 2	Note B	c. 112 s. 12L	c. 112 s. 12N	ABORTION; PREGNANCY EXISTING FOR LESS THAN 24 WEEKS; VIOLATION c. 112 s. 12L								
Yes 2	Note B	c. 112 s. 12M	c. 112 s. 12N	ABORTION; PREGNANCY EXISTING FOR MORE THAN 24 WEEKS; VIOLATION c. 112 s. 12M								
Yes 2		c. 112 s. 12O	c. 112 s. 12T	ABORTION PERFORMED UNDER 12M; PROTECTION OF UNBORN CHILD; VIOLATION c. 112 s. 12O								
Yes 2		c. 112 s. 12P	c. 112 s. 12T	ABORTION PERFORMED UNDER 12M; PRESERVATION OF LIFE AND HEALTH OF UNBORN CHILD; VIOLATION c. 112 s. 12P								
Yes 2		c. 112 s. 14	c. 112 s. 22	PODIATRIST, UNLICENSED c. 112 s. 14	Misd.	Misd.		3 months	1 year			
Yes 2		c. 112 s. 22		PODIATRY REGISTRATION, FALSE c. 112 s. 22	Misd.	Misd.		3 months	1 year			
Yes 2		c. 112 s. 24B		PHARMACY SCHOOL, UNCERTIFIED c. 112 s. 24B	Misd.	Misd.		1 year				
Yes 1	Note A	c. 112 s. 30		DISPENSE CONTROLLED SUBSTANCE UNLAW c. 112 s. 30	Misd.	Misd.		3 months				
Yes 2		c. 112 s. 36D		DRUGGIST, UNLICENSED WHOLESALE c. 112 s. 36D	Misd.	Misd.		30 days	1 year			
Yes 1	Note A	c. 112 s. 38	c. 112 s. 41	PHARMACY, UNREGISTERED c. 112 s. 38	Misd.	Misd.		1 month				
Yes 1		c. 112 s. 43										
Yes 2		c. 112 s. 43;	44 through 53	c. 112 s. 52 DENTISTRY VIOLATION c. 112 s. 43, 44 through 53	Misd.	Misd.		6 months				
Yes 2		c. 112 s. 43;	44 through 53	c. 112 s. 52 DENTISTRY VIOLATION, SUBSQ. OFF. c. 112 s. 43, 44 through 53	Misd.	Misd.		1 year				
Yes 1	Note A	c. 112 s. 59		VETERINARIAN, EMPLOY UNLICENSED c. 112 s. 59	Misd.	Misd.		3 months				
Yes 1	Note A	c. 112 s. 59		VETERINARIAN, UNLICENSED c. 112 s. 59	Misd.	Misd.		90 days				
Yes 2	Note A	c. 112 s. 59		VETERINARIAN, UNLICENSED, SUBSQ. OFF c. 112 s. 59	Misd.	Misd.		6 months				
Yes 1	Note A	c. 112 s. 600		ARCHITECT VIOLATION c. 112 s. 600	Misd.	Misd.		3 months				
Yes 1		c. 112 s. 65		PROFESSIONAL LIC SUSPENDED PRACTICE WITH c. 112 s. 65	Misd.	Misd.		6 months				
Yes 1	Note A	c. 112 s. 72A		OPTOMETRIST VIOLATION c. 112 s. 72A	Misd.	Misd.		3 months				
Yes 1	Note B	c. 112 s. 72A		OPTOMETRIST VIOLATION, SUBSQ. OFF. c. 112 s. 72A	Misd.	Misd.		3 months	6 months			
Yes 1	Note A	c. 112 s. 73A		EYEGLASSES ADVERTISING VIOLATION c. 112 s. 73A	Misd.	Misd.		3 months	3 months			
Yes 2	Note A	c. 112 s. 73A		EYEGLASSES ADVERTISING VIOLATION, SUBSQ. OFF. c. 112 s. 73A	Misd.	Misd.		3 months	6 months			
Yes 1		c. 112 s. 73B		OPTOMETRY PRACTICE WITH NON-OPTOMETRIST c. 112 s. 73B	Misd.	Misd.		6 months				
Yes 1	Note A	c. 112 s. 73C through 73L	c. 112 s. 73I	OPTICIAN VIOLATION c. 112 s. 73C through 73I	Misd.	Misd.		3 months				
Yes 2		c. 112 s. 80		NURSING LICENSE/APPLIC. FRAUDULENT R.N. c. 112 s. 80	Misd.	Misd.		1 year				
Yes 2		c. 112 s. 80A		NURSING LICENSE/APPLIC. FRAUDULENT LP.N.C. 112 s. 80A	Misd.	Misd.		1 year				

[January]

Offense Seriousness Grid Level	Offense Notes	Offense Reference	Penalty Offense Reference	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 1	Note A c. 112 s. 81D through 81T	c. 112 s. 81T	ENGINEERING/LAND SURVEYING VIOLATION c. 112 s. 81D through 81T	Misd.	Misd.			3 months		6 months	
Yes 1	c. 112 s. 84B		FUNERAL COSTS WRITTEN ESTIMATE FAIL GIVE c. 112 s. 84B	Misd.	Misd.			6 months		6 months	
Yes 1	Note A c. 112 s. 87		FUNERAL DIRECTOR UNLICENSED c. 112 s. 87	Misd.	Misd.			2 months		2 months	
Yes 1	c. 112 s. 87AAA		REAL ESTATE BLOCKBUSTING c. 112 s. 87AAA	Misd.	Misd.			6 months		6 months	
Yes 2	c. 112 s. 87D		ACCOUNTANT VIOLATION c. 112 s. 87D	Misd.	Misd.			1 year		1 year	
Yes 1	Note A c. 112 s. 87F through 87R	c. 112 s. 87R	BARBERING VIOLATION c. 112 s. 87F through 87R	Misd.	Misd.			90 days		90 days	
Yes 1	Note A c. 112 s. 87VWV		TELEVISION/RADIO REPAIR, UNLICENSED c. 112 s. 87VWV	Misd.	Misd.			30 days		30 days	
Yes 2	c. 112 s. 95		CHIROPRACTOR, VIOLATION c. 112 s. 95	Misd.	Misd.			30 days		1 year	
Yes 2	c. 112 s. 107		LANDSCAPE ARCHITECT VIOLATION c. 112 s. 107	Misd.	Misd.			1 year		1 year	
Yes 1	c. 112 s. 116		NURSING HOME ADMINISTRATOR, UNLICENSED c. 112 s. 116	Misd.	Misd.			6 months		6 months	
Yes 1	Note A c. 112 s. 122		PSYCHOLOGIST, UNLICENSED c. 112 s. 122	Misd.	Misd.			3 months		3 months	
Yes 1	Note A c. 112 s. 133		SOCIAL WORKER, UNLICENSED c. 112 s. 133	Misd.	Misd.			3 months		3 months	
Yes 1	Note A c. 112 s. 139		ACUPUNCTURIST, UNLICENSED c. 112 s. 139	Misd.	Misd.			3 months		3 months	
Yes 2	c. 112 s. 160		ACUPUNCTURIST, IMPERSONATE c. 112 s. 160	Misd.	Misd.			1 month		1 month	
Yes 1	c. 112 s. 194		REAL ESTATE APPRAISER, UNLIC. c. 112 s. 194	Misd.	Misd.			6 months		6 months	
Yes 2	c. 112 s. 194		REAL ESTATE APPRAISER, UNLIC. SUB c. 112 s. 194	Misd.	Misd.			1 year		1 year	
Yes 1	c. 114 s. 42B		CEMETERY USE FOR MOTION PICTURE, UNAUTH c. 114 s. 42B	Misd.	Misd.			6 months		6 months	
Yes 1	c. 114 s. 43M	c. 114 s. 43N	BODY, IMPROPER DISPOSITION OF HUMAN c. 114 s. 43M	Misd.	Misd.			6 months		6 months	
Yes 1	c. 114 s. 43N		CEMETERY VIOLATION c. 114 s. 43N	Misd.	Misd.			6 months		6 months	
Yes 2	c. 114 s. 51		EMBALMING FLUID WITH EXCESS ARSENIC c. 114 s. 51	Misd.	Misd.			1 year		1 year	
Yes 3	c. 118 s. 2 Note		TRANSACTIONAL ASSISTANCE, FALSELY DEPICTING SELF AS EXEMPT c. 118 s. 2 Note St. 1995 c. 5 s. 116	Misd.	Misd.			2 1/2 years		2 1/2 years	
Yes 2	c. 118 s. 2 Note		TRANSACTIONAL ASSISTANCE, UNAUTHORIZED RELEASE OF FINGERPRINT c. 118 s. 2 Note	Misd.	Misd.			2 1/2 years		2 1/2 years	
Yes 3	c. 118 s. 2 Note		TRANITIONAL ASSISTANCE, EMPLOYEE IN WELFARE FRAUD c. 118 s. 2 Note St. 1995 c. 5 s. 117	Misd.	Misd.			1 year		1 year	
Yes 2	c. 118 s. 39		MEDICAL ASSISTANCE, FALSE STATEMENT FOR c. 118 s. 39	Misd.	Misd.			2 1/2 years		2 1/2 years	
Yes 2	c. 118 s. 40		MEDICAL ASSISTANCE FRAUD BY NON PROVIDER c. 118 s. 40	Misd.	Misd.			5 years		5 years	
Yes 4	c. 118 s. 40		MEDICAL ASSISTANCE FRAUD BY PROVIDER c. 118 s. 40	Felony	Felony			2 1/2 years		5 years	
Yes 4	c. 118 s. 41		MEDICAL ASSISTANCE BRIBE/KICKBACK c. 118 s. 41	Felony	Felony			2 1/2 years		5 years	
Yes 4	c. 118 s. 42		MEDICAL ASSISTANCE CHARGE, EXCESSIVE c. 118 s. 42	Felony	Felony			2 1/2 years		5 years	
Yes 4	c. 118 s. 43		MEDICAL ASSISTANCE ADMISSION KICKBACK c. 118 s. 43	Felony	Felony			2 1/2 years		5 years	

Grid Level	Offense Seriousness	Offense Notes	Offense Reference	Offense Penalty	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 1	Note A	c. 119 s. 34		CHILD IN PATROL WAGON, TRANSPORT c. 119 s. 34		Misd.			3 months			
Yes 1		c. 119 s. 36		CHILD WITHOUT DSS PERMIT, IMPORT c. 119 s. 36		Misd.			6 months			
Yes 2		c. 119 s. 39		CHILD UNDER 10, ABANDON c. 119 s. 39		Misd.			2 years			
Yes 4		c. 119 s. 39		CHILD UNDER 10, ABANDON, WITH DEATH c. 119 s. 39		Felony			2 1/2 years			5 years
Yes 2		c. 119 s. 51E		CHILD ABUSE REPORT, IMPROPERLY DISCLOSE c. 119 s. 51E		Misd.			2 1/2 years			
Yes 2		c. 119 s. 51F		CHILD ABUSE REGISTRY INFO, DISCLOSE c. 119 s. 51F		Misd.			2 1/2 years			
Yes 2		c. 119 s. 63		CONTRIBUTE TO DELINQUENCY OF CHILD c. 119 s. 63		Misd.			1 year			
Yes 2		c. 119A s. 2A		CHILD SUPPORT ENFORCEMENT, OBSTRUCT c. 119A s. 2A								
Yes 2		c. 119A s. 2A		CHILD SUPPORT ENFORCEMENT, THREATS OF FORCE ONLY c. 119A s. 2A		Misd.			1 year			
Yes 2		c. 119A s. 5A(c)		CHILD SUPPORT ENFORCEMENT, IV-D AGENCY DISCLOSURE OF PERSONAL DATA c. 119A s. 5A		Misd.			1 year			
Yes 2		c. 119A s. 14	c. 119A s. 14b	INFORMATION PROVIDED TO IV-D AGENCY: DISCLOSURE c. 119A s. 14		Misd.			12 months			
Yes 3		c. 120 s. 26		ESCAPE FROM DYS, AID CHILD TO c. 120 s. 26		Misd.			2 years			
Yes 3		c. 121B s. 22F		RESTRAINING ORDER OR INUNCTION AGAINST ENTERING PUBLIC HOUSING, VIOLATION c. 121B s. 22F		Misd.			2 years			
Yes 1		c. 122 s. 23		TEWKSBURY HOSP/PATENT POSSESS LIQUOR c. 122 s. 23		Misd.			6 months			
Yes 2		c. 126 s. 37		ESCAPE, ATT ESCAPE FROM COUNTY PRISON FARM c. 126 s. 37		Misd.			1 year			
Yes 7		c. 127 s. 38A		HOSTAGE/TAKING BY PRISONER c. 127 s. 38A		Felony				20 years		
Yes 4		c. 127 s. 38B		A&B ON CORRECTION OFFICER c. 127 s. 38B		Felony					10 years	
Yes 2		c. 127 s. 49		ESCAPE FROM COUNTY WORK RELEASE PROGRAM c. 127 s. 49		Misd.			1 year			
Yes 4	Note B	c. 127 s. 49		ESCAPE FROM STATE WORK RELEASE PROGRAM c. 127 s. 49		Felony			3 years	5 years		
Yes 4		c. 127 s. 83C		ESCAPE, ATT/ESCAPE FROM PRISON CAMP c. 127 s. 83C		Felony			2 1/2 years	10 years		
Yes 2		c. 127 s. 166	c. 127 s. 168	PAROLE/PARDON, COMPENSATION TO OBTAIN c. 127 s. 166		Misd.			2 years			
Yes 2		c. 127 s. 167	c. 127 s. 168	PAROLE/PARDON, FAIL FILE STATEMENT/REC c. 127 s. 167		Misd.			2 years			
Yes 2		c. 128 s. 2B		RIDING SCHOOL VIOLATION, SUBSQ. OFF. c. 128 s. 2B		Misd.			2 1/2 years			
Yes 2		c. 128A s. 9		RACING REGULATION VIOLATION c. 128A s. 9		Misd.			1 year			
Yes 1		c. 128A s. 10A		RACE TRACK, TRESPASS AT c. 128A s. 10A		Misd.			6 months			
Yes 2		c. 128A s. 10B		RACING PARIMUTUEL TICKET, FALSE c. 128A s. 10B		Felony			2 years	5 years		
Yes 2		c. 128A s. 11A		RACING OWNER HOLD INTEREST IN FAIR c. 128A s. 11A		Misd.			2 years			
Yes 2		c. 128A s. 12		RACING VIOLATION c. 128A s. 12		Misd.			1 year			
Yes 2		c. 128A s. 13		GAMING ON HORSE/DOG RACE c. 128A s. 13		Misd.			1 year			
Yes 3		c. 128A s. 13		GAMING ON HORSE/DOG RACE, SUBSQ. OFF. c. 128A s. 13		Misd.			2 years			
Yes 2		c. 128A s. 13B		RACING HORSE/DOG, DRUG c. 128A s. 13B		Misd.			1 year			

Offense Seriousness	Offense Level Notes	Offense Reference	Penalty Offense Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 2	c. 128A s. 13C		RACE, THROW OR ATTEMPT TO c. 128A s. 13C		Misd.			1 year			
Yes 3	Note A c. 128A s. 18		MASS HORSE RACING AUTH. CONFLICT OF INT c. 128A s. 18		Misd.			1 year			
Yes 1	Note A c. 129 s. 7		ANIMAL INSPECTION, OBSTRUCT DEA c. 129 s. 7		Misd.			2 months			
Yes 1	Note A c. 129 s. 9		ANIMAL INSPECTION, OBSTRUCT MSPCA/ARL c. 129 s. 9		Misd.			2 months			
Yes 2	c. 129 s. 30		ANIMAL QUARANTINE, BREAK c. 129 s. 30		Misd.			1 year			
Yes 1	Note A c. 129 s. 33A		CATTLE VIOLATION, TUBERCULIN-POSITIVE c. 129 s. 33A		Misd.			30 days			
Yes 2	c. 129 s. 33B		CATTLE TUBERCULOSIS QUARANTINE, BREAK c. 129 s. 33B		Misd.			1 year			
Yes 2	c. 129 s. 33C		CATTLE BRUCELLOSIS QUARANTINE, BREAK c. 129 s. 33C		Misd.			1 year			
Yes 1	Note A c. 129 s. 36		ANIMAL FAIL NOTICE OF CONTAGIOUS DEAD c. 129 s. 36		Misd.			2 months			
Yes 2	c. 129 s. 39	c. 129 s. 43	CATTLE/PIGS SALE VIOLATION, SUBSQ. OFF. c. 129 s. 39		Misd.			2 1/2 years			
Yes 2	c. 129 s. 39A	c. 129 s. 43	PET SHOP VIOLATION, SUBSQ. OFF. c. 129 s. 39A		Misd.			2 1/2 years			
Yes 2	c. 129 s. 39B	c. 129 s. 43	GUARD DOG BUSINESS VIOLATION, SUBSQ. OFF. c. 129 s. 39B		Misd.			2 1/2 years			
Yes 2	c. 129 s. 39C	c. 129 s. 43	HEARING DOG BUSINESS VIOLATION, SUBSQ. OFF. c. 129 s. 39C		Misd.			2 1/2 years			
Yes 2	c. 129 s. 40A	c. 129 s. 43	HOG CHOLERA VACCINE VIOLATION, SUBSQ. OFF. c. 129 s. 40A		Misd.			2 1/2 years			
Yes 2	c. 129 s. 41	c. 129 s. 43	CATTLE, TRANSPORT W/O BILL OF SALE, SUBSQ. OFF. c. 129 s. 41		Misd.			2 1/2 years			
Yes 2	c. 129 s. 42	c. 129 s. 43	CATTLE, NON-VETERINARIAN TAG, SUBSQ. OFF. c. 129 s. 42		Misd.			2 1/2 years			
Yes 2	c. 129 s. 44		through 47 c. 129 s. 48	HORSE DEALING/TRANSPORT/IMPORT VIOLATION, SUBSQ. OFF. c. 129 s. 44 through 47	Misd.			2 1/2 years			
Yes 1		c. 130 s. 18	FISH PROPAGATION AREA, INTERFERE WITH c. 130 s. 18		Misd.			6 months			
Yes 1	Note A c. 130 s. 19		FISH, OBSTRUCT SPANNING c. 130 s. 9		Misd.			30 days			
Yes 2	c. 130 s. 23		POLLUTE/EXPLODE COASTAL WATERS c. 130 s. 23		Misd.			1 year			
Yes 2	c. 130 s. 27		POLLUTE COASTAL WATERS c. 130 s. 27		Misd.			1 year			
Yes 1	Note A c. 130 s. 31		LOBSTER/CRAB/FISH/POT/CATCH, TAKE/ENDURE c. 130 s. 31		Misd.			2 months			
Yes 1	c. 130 s. 34		SMELT/TAKEN OUT OF SEASON c. 130 s. 34		Misd.			6 months			
Yes 1	c. 130 s. 34		SMELT/TAKEN OUT OF SEASON, SUBSQ. OFF. c. 130 s. 34		Misd.			6 months			
Yes 1	Note A c. 130 s. 36		SMELT/TAKEN FROM CLOSED AREA c. 130 s. 36		Misd.			30 days			
Yes 1	Note A c. 130 s. 37		LOBSTER/CRAB WITHOUT LICENSE c. 130 s. 37		Misd.			3 months			
Yes 1	Note A c. 130 s. 38		LOBSTER/CRAB/LICENSE, FAIL EXHIBIT IT c. 130 s. 38		Misd.			1 month			
Yes 2	c. 130 s. 38		LOBSTER/CRAB VIOLATION c. 130 s. 38		Misd.			1 year			
Yes 2	c. 130 s. 41		LOBSTER, TAKE EGG-BEARING, SUBSQ. OFF. c. 130 s. 41		Misd.			60 days			
Yes 2	c. 130 s. 41A		LOBSTER, TAKE EGG-BEARING, SUBSQ. OFF. c. 130 s. 41A		Misd.			90 days			
Yes 2	Note A c. 130 s. 44		LOBSTER, SHORT, SUBSQ. OFF. c. 130 s. 44		Misd.			1 month			

Grid Level	Offense Seriousness	Offense Notes	Offense Reference	Offense Penalty	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 1	Note A c. 130 s. 67		SHELLFISH LICENSED GROUNDS VIOL. c. 130 s. 67		Misd.					1 month	
Yes 2	Note A c. 130 s. 67		SHELLFISH LICENSED GROUNDS VIOL. SUBSQ. OFF. c. 130 s. 67		Misd.					6 months	
Yes 1	c. 130 s. 68		SHELLFISH LICENSED WATERS VIOL. c. 130 s. 68		Misd.					6 months	
Yes 2	c. 130 s. 69	c. 130 s. 2	OLAHAGS/CLAMS. SHORT. c. 130 s. 69		Misd.					1 month	
Yes 1	Note A c. 130 s. 70		SCALLOPS, IMMATURE. c. 130 s. 70		Misd.					1 year	
Yes 1	Note A c. 130 s. 71		SCALLOPS IN CLOSED SEASON. c. 130 s. 71		Misd.					30 days	
Yes 1	Note A c. 130 s. 72		SCALLOPS, EXCESS CATCH OF. c. 130 s. 72		Misd.					30 days	
Yes 3	c. 130 s. 75		SHELLFISH IN CONTAMINATED AREA AT NIGHT. c. 130 s. 75		Felony					3 years	
Yes 3	c. 130 s. 75	c. 130 s. 75	SHELLFISH IN CONTAMINATED AREA BY DEALER. c. 130 s. 75		Misd.					2 1/2 years	
Yes 3	c. 130 s. 75	c. 130 s. 75	SHELLFISH IN CONTAMINATED AREA. c. 130 s. 75		Misd.					2 years	
Yes 1	c. 130 s. 80		FISHING, COMMERCIAL LICENSE VIOL. c. 130 s. 80								
Yes 3	c. 130 s. 81		SHELLFISH SALES VIOLATION. c. 130 s. 81								
Yes 3	c. 130 s. 82		SHELLFISH LABELING VIOLATION. c. 130 s. 82								
Yes 1	Note A c. 130 s. 92		SALE OF SCALLOPS; VIOLATION. c. 130 s. 92		Misd.					30 days	
Yes 1	Note A c. 130 s. 100B		STRIPED BASS VIOLATION. c. 130 s. 100B		Misd.					60 days	
Yes 1	Note A c. 130 s. 100D		EELING VIOLATION. c. 130 s. 100D		Misd.					30 days	
Yes 2	c. 130 s. 102	c. 130 s. 2	MARINE PLANTS, TAKE IMPROP. c. 130 s. 102		Misd.					1 year	
Yes 2	c. 130 s. 105		WETLANDS ORDER, VIOLATE D.E.P. c. 130 s. 105		Misd.					1 year	
Yes 1	c. 131 s. 4	c. 131 s. 4	RIFLE OF IMPROPER CALIBER. c. 131 s. 4		Misd.					6 months	
Yes 1	Note A c. 131 s. 5	c. 131 s. 90	HUNT/TRAP/FISH POSSESSES ANY ANIMAL NOT PROVIDED FOR IN 131.5 OR OUT OF SEASON. c. 131 s. 5		Misd.					30 days	
Yes 1	Note A c. 131 s. 5C	c. 131 s. 90	HUNT/FISH, OBSTRUCT. c. 131 s. 5C		Misd.					14 days	
Yes 1	Note A c. 131 s. 10	c. 131 s. 90	HUNT/TRAP WITHIN WILDLIFE SANCTUARY. c. 131 s. 10		Misd.					30 days	
Yes 1	Note A c. 131 s. 13	c. 131 s. 90	DER/WATERFOWL, HUNT WITHOUT STAMP. c. 131 s. 13		Misd.					30 days	
Yes 1	Note A c. 131 s. 16	c. 131 s. 90	HUNT/FISH DUPLICATE LIC VIOL. c. 131 s. 16		Misd.					60 days	
Yes 1	c. 131 s. 18	c. 131 s. 90	LICENSE RECORD BOOKS, PAYMENT TO DIRECTOR, SURETY BONDS, FAILURE TO. c. 131 s. 18		Misd.					6 months	
Yes 1	c. 131 s. 19	c. 131 s. 90	FISH IMPORT/INTRODUCE WITHOUT LIC. c. 131 s. 19		Misd.					6 months	
Yes 1	c. 131 s. 19A	c. 131 s. 90	WILD ANIMAL IMPORT VIOLATION. c. 131 s. 19A		Misd.					6 months	
Yes 1	c. 131 s. 21A		BEAR/BOBCAT, HUNT WITH DOG. c. 131 s. 21A		Misd.					6 months	
Yes 1	Note A c. 131 s. 23	c. 131 s. 90	FISH/WILD ANIMAL, DEAL WITHOUT LIC. c. 131 s. 23		Misd.					30 days	
Yes 1	Note A c. 131 s. 25	c. 131 s. 90	ANIMAL, POSSESS WITHOUT LIC. c. 131 s. 25		Misd.					30 days	
Yes 1	c. 131 s. 25C	c. 131 s. 90	ANIMAL QUARANTINE VIOLATION. c. 131 s. 25C		Misd.					6 months	
Yes 1	Note A c. 131 s. 26	c. 131 s. 90	ANIMAL, SELL WITHOUT ID TAG. c. 131 s. 26		Misd.					30 days	

Offense Seriousness Grid Level	Offense Reference	Offense Penalty Reference	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 1 Note A c. [31] s. 27	c. [31] s. 90	TAXIDERMIST VIOLATION c. [31] s. 27		Misd.			30 days			
Yes 1 Note A c. [31] s. 28	c. [31] s. 90	ANIMAL FOR VIOLATION c. [31] s. 28		Misd.			60 days			
Yes 1 Note A c. [31] s. 30	c. [31] s. 90	NETTING OF CARP OR SUCKERS WITHOUT A PERMIT c. [31] s. 30		Misd.			30 days			
Yes 1 Note A c. [31] s. 32	c. [31] s. 90	LIC. UNDER c. [31] VIOLATION c. [31] s. 32		Misd.			30 days			
Yes 1 Note A c. [31] s. 33	c. [31] s. 90	LIC. UNDER c. [31] ALTER/FORGE c. [31] s. 33		Misd.			60 days			
Yes 1 Note A c. [31] s. 35	c. [31] s. 90	HUNTFISH/Lic., FAIL SURRENDER c. [31] s. 35		Misd.			30 days			
Yes 1 Note A c. [31] s. 36	c. [31] s. 90	KILLING OF GAME BY LANDOWNER OR TENANT, FAILURE TO REPORT c. [31] s. 36		Misd.			30 days			
Yes 1 Note A c. [31] s. 38	c. [31] s. 90	FARMER'S PERMIT TO TRAPKILL BIRDS, VIOLATION OF c. [31] s. 38		Misd.			30 days			
Yes 2 c. [31] s. 40	c. [31] s. 90	WETLANDS VIOLATION, COASTAL/TIDAL c. [31] s. 40		Misd.			2 years			
Yes 2 c. [31] s. 40A	c. [31] s. 90	WETLANDS VIOLATION, INLAND c. [31] s. 40A		Misd.			1 year			
Yes 2 c. [31] s. 41	c. [31] s. 90	DISCHARGE OF WASTE MATERIALS INTO PROTECTED INLAND WATERS c. [31] s. 41		Misd.			2 years			
Yes 2 c. [31] s. 42	c. [31] s. 90	TRASH DEPOSITED IN INLAND WATERS c. [31] s. 42		Misd.			2 years			
Yes 2 c. [31] s. 43	c. [31] s. 90	POISON MAMMAL/BIRD c. [31] s. 43		Misd.			2 years			
Yes 1 Note A c. [31] s. 44	c. [31] s. 90	TRASH DEPOSITED BY HUNTER/FISHER c. [31] s. 44		Misd.			30 days			
Yes 1 Note A c. [31] s. 45	c. [31] s. 90	GREAT POND/MUNICIPAL REGUL FOR c. [31] s. 45		Misd.			30 days			
Yes 1 Note A c. [31] s. 47	c. [31] s. 90	POND, ENCLOSURE/FISH IMPROP c. [31] s. 47		Misd.			30 days			
Yes 1 Note A c. [31] s. 48	c. [31] s. 90	POND/RESERVOIR DRAIN WITHOUT NOTICE c. [31] s. 48		Misd.			60 days			
Yes 1 Note A c. [31] s. 50	c. [31] s. 90	FISH OTHER THAN BY ANGLING c. [31] s. 50		Misd.			30 days			
Yes 1 Note A c. [31] s. 51	c. [31] s. 90	TROUT FISH OTHER THAN BY ANGLING c. [31] s. 51		Misd.			30 days			
Yes 1 Note A c. [31] s. 52	c. [31] s. 90	BAIT FISH VIOLATION c. [31] s. 52		Misd.			30 days			
Yes 1 Note A c. [31] s. 52A	c. [31] s. 90	EELING VIOLATION COMMERCIAL c. [31] s. 52A		Misd.			30 days			
Yes 1 Note A c. [31] s. 53	c. [31] s. 90	FISH INLAND WATER WITH FLOATS c. [31] s. 53		Misd.			30 days			
Yes 1 Note A c. [31] s. 54	c. [31] s. 90	FISH INLAND WATER BY IMPROF METHOD c. [31] s. 54		Misd.			30 days			
Yes 1 Note A c. [31] s. 57	c. [31] s. 90	HUNTON SUNDAY VIOLATION c. [31] s. 57		Misd.			30 days			
Yes 1 Note A c. [31] s. 58	c. [31] s. 90	Firearm w/ 500 OF DWELLING/DISCHARGE HWY c. [31] s. 58		Misd.			30 days			
Yes 1 Note A c. [31] s. 59	c. [31] s. 90	HUNT ON PUBLIC LAND WITHOUT PERMIT c. [31] s. 59		Misd.			30 days			
Yes 1 Note A c. [31] s. 60	c. [31] s. 90	HUNTING INJURY VIOLATION c. [31] s. 60		Misd.			6 months			
Yes 1 Note A c. [31] s. 61	c. [31] s. 90	HUNTING WEAPON PROPERTY DAMAGE WITH c. [31] s. 61		Misd.			60 days			
Yes 1 Note A c. [31] s. 62	c. [31] s. 90	HUNT WHILE INFLUENCE OF LIQUOR OR DRUGS c. [31] s. 62		Misd.			30 days			
Yes 1 Note A c. [31] s. 63	c. [31] s. 90	SHOTGUN/RIFLE IN MV/PLANE/BOAT LOADED c. [31] s. 63		Misd.			60 days			
Yes 1 Note A c. [31] s. 64	c. [31] s. 90	HUNT WITH AUTOMATIC WEAPON c. [31] s. 64		Misd.			60 days			
Yes 2 c. [31] s. 65	c. [31] s. 90	HUNTER VEHICLE/BOAT c. [31] s. 65		Misd.			1 year			

Grid Level	Offense Seriousness	Offense	Offense	Penalty	Offense	Penalty	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 2	c. 131 s. 66	c. 131 s. 90	SHOTGUN SHELLS IN CLOSED SEASON c. 131 s. 66	Misd.					1 year			
Yes 2	c. 131 s. 67	c. 131 s. 90	AMMUNITION OF UNLAWFUL CALIBER c. 131 s. 67	Misd.					1 year			
Yes 1	c. 131 s. 68	c. 131 s. 90	HUNT BY ARTIFICIAL LIGHT c. 131 s. 68	Misd.					6 months			
Yes 1	Note A c. 131 s. 69	c. 131 s. 90	BOW & ARROW, HUNT WITH IMPROP. c. 131 s. 69	Misd.					30 days			
Yes 1	Note A c. 131 s. 70	c. 131 s. 90	HUNT BY IMPROPER MEANS c. 131 s. 70	Misd.					60 days			
Yes 1	Note A c. 131 s. 71	c. 131 s. 90	HUNTER ORANGE VIOLATION c. 131 s. 71	Misd.					30 days			
Yes 1	Note A c. 131 s. 72	c. 131 s. 90	DEER TAGGING VIOLATION c. 131 s. 72	Misd.					30 days			
Yes 1	c. 131 s. 73	c. 131 s. 90	MOOSE, HUNT c. 131 s. 73	Misd.					6 months			
Yes 1	Note A c. 131 s. 74	c. 131 s. 90	BIRD NEST/EGGS, DISTURB c. 131 s. 74	Misd.					30 days			
Yes 1	c. 131 s. 75	c. 131 s. 90	TURKEY, HUNT/POSSESS WILD c. 131 s. 75	Misd.					6 months			
Yes 1	c. 131 s. 75A	c. 131 s. 90	BIRD OF PREY, HUNT c. 131 s. 75A	Misd.					6 months			
Yes 1	Note A c. 131 s. 76	c. 131 s. 90	MAMMAL, REMOVE IMPROP. c. 131 s. 76	Misd.					30 days			
Yes 1	Note A c. 131 s. 77	c. 131 s. 90	HUNT WITH FERRET/FITCH c. 131 s. 77	Misd.					30 days			
Yes 1	c. 131 s. 79	c. 131 s. 90	TRAP/NET/SNARE BIRD/MAMMAL c. 131 s. 79	Misd.					6 months			
Yes 1	Note A c. 131 s. 80	c. 131 s. 90	TRAP, UNREGISTERED c. 131 s. 80	Misd.					30 days			
Yes 2	Note A c. 131 s. 80A	c. 131 s. 90	TRAP, LEGHOLD c. 131 s. 80A	Misd.					6 months			
Yes 1	Note A c. 131 s. 82	c. 131 s. 90	DEER, ALLOW DOG TO MOLEST c. 131 s. 82	Misd.					30 days			
Yes 1	Note A c. 131 s. 83	c. 131 s. 90	SPARROW/STARLING/BLOCK EXTERMINATION OF c. 131 s. 83	Misd.					30 days			
Yes 1	Note A c. 131 s. 84	c. 131 s. 90	HOMING PIGEON, INTERFERE WITH c. 131 s. 84	Misd.					30 days			
Yes 1	Note A c. 131 s. 85	c. 131 s. 90	TRANSPORTATION OF UNLAWFULLY TAKEN FISH/ANIMALS INTO OR OUT OF THE COMMONWEALTH c. 131 s. 85	Misd.					30 days			
Yes 2	c. 131 s. 86	c. 131 s. 90	EXPERIMENT/PROPAGATION, INTERFERE WITH c. 131 s. 86	Misd.					1 year			
Yes 1	Note A c. 131A s. 2	c. 131A s. 6	ENDANGERED SPECIES VIOLATION, c. 131A s. 2	Misd.					90 days			
Yes 2	Note A c. 131A s. 2	c. 131A s. 6	ENDANGERED SPECIES, VIOLATION, 2ND AND SUBSQ. OFF. c. 131A s. 2	Misd.					180 days			
Yes 2	c. 132B s. 6	c. 132B s. 14	PESTICIDE, IMPROP. DISTRIBUTE c. 132B s. 6	Misd.					1 year			
Yes 1	c. 132B s. 6A	c. 132B s. 14	PESTICIDE, IMPROPER USE, 1ST AND SUBSQ. c. 132B s. 6A	Misd.					6 months			
Yes 1	c. 132B s. 6B	c. 132B s. 14	PESTICIDE USE, UTILTY FL, NOTIFY OF, 1ST AND SUBSQ., c. 132B s. 6B	Misd.					6 months			
Yes 1	c. 132B s. 14	c. 132B s. 14	PESTICIDE REGULATION VIOLATION, 1ST AND SUBSQ., c. 132B s. 14	Misd.					6 months			
Yes 2	c. 132B s. 14	c. 132B s. 14	PESTICIDE ORDER, KNOWING VIOLATION, c. 132B s. 14	Misd.					2 years			
Yes 2	c. 138	c. 138 s. 62	Liquor, Violations, c. 138	Misd.					1 month		1 year	
Yes 2	c. 138 s. 2	c. 138 s. 2	Liquor, Sell/Market/Store/Transport Unlaw c. 138 s. 2	Misd.					1 year		1 year	
Yes 2	c. 138 s. 18A	c. 138 s. 2	Liquor Agent/Broker Violation, c. 138 s. 18A	Misd.					1 year			

Offense Seriousness	Offense Level Notes	Offense Reference	Penalty Offense Reference	Offense	Punishment	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 2	c.138 s.19A	c. 138 s.2	Liquor Salesperson without Permit c. 138 s.19A		Misd.			1 year			
Yes 2	c.138 s.20A	c. 138 s.2	Liquor, Store/Warehouse without Permit c. 138 s.20A		Misd.			1 year			
Yes 1	c.138 s.22		Liquor, Transport Unlawfully c. 138 s.22		Misd.			6 months			
Yes 1	c.138 s.25D		Liquor Price, False Statement Of c. 138 s.25D		Misd.			6 months			
Yes 1	c.138 s.30G		Liquor Sale By Prohibited Druggist c. 138 s.30G		Misd.			1 month	6 months		
Yes 1	c.138 s.32		Liquor, Peddle From Vehicle c. 138 s.32		Misd.			6 months			
Yes 1	c.138 s.34		Liquor To Person Under 21, Sell/Deliver c. 138 s.34		Misd.			6 months			
Yes 1	Note A c.138 s.34B		Liquor ID Card/License, False/Misuse c. 138 s.34B		Misd.			3 months			
Yes 2	c.138 s.61		Liquor Club, Unlicensed c. 138 s.61		Misd.			3 months	1 year		
Yes 1	Note A c.138 s.63A		Liquor Inspector, Obstruct c. 138 s.63A		Misd.			2 months			
Yes 1	Note A c.138 s.65		Delivery of License, Failure c. 138 s.65		Misd.			3 months			
Yes 4	c.139 s.4 through 5	c. 139 s.5	Prostitution, Nuisance, Maintain c. 139 s.4 through 5								
Yes 2	c.139 s.14 through 15	c. 139 s.15	Gambling/Nuisance, Maintain c. 139 s.14 through 15		Misd.			3 months	1 year		
Yes 2	c.139 s.20	c. 139 s.20	Nuisance, Aid/Permit c. 139 s.20		Misd.			3 months	1 year		
Yes 1	Note A c.140 s.2	c. 140 s.21	Licence in Viol C.140, Issue, 3rd And Subsq. Off. c.140 s.2		Misd.			3 months			
Yes 1	Note A c.140 s.12		Restaurant, Defraud c. 140 s.12		Misd.			3 months			
Yes 2	c.140 s.12		Innkeeper, Defraud, Under \$100 c. 140 s.12		Misd.			1 year			
Yes 2	c.140 s.12		Innkeeper, Defraud, Over \$100 c. 140 s.12		Misd.			2 years			
Yes 1	Note A c.140 s.18	c. 140 s.21	Innkeeper/Restaurant, Fail/Post Name, 3rd And Subsq. Off. c. 140 s.18		Misd.			3 months			
Yes 1	Note A c.140 s.20	c. 140 s.21	Innkeeper/Restaurant, Unlicensed, 3rd And Subsq. Off. c. 140 s.20		Misd.			3 months			
Yes 1	Note A c.140 s.21F		Organization/Dispense Food, Unlic, 3rd And Subsq. Off. c. 140 s.21F		Misd.			3 months			
Yes 1	Note A c.140 s.24		Lodging House, Unlicensed c. 140 s.24		Misd.			3 months			
Yes 2	c.140 s.26		Innholder Permit Immoral Conduct c. 140 s.26		Misd.			6 months	1 year		
Yes 1	Note A c.140 s.27		Hotel/Register, Fail Keep c. 140 s.27		Misd.			3 months			
Yes 2	c.140 s.46B		Employment Agency, Unlicensed c. 140 s.46B		Misd.			1 year			
Yes 2	c.140 s.46E		Employment Agency License Violation c. 140 s.46E		Misd.			1 year			
Yes 2	c.140 s.46I		Employment Agency Recruitment Viol c. 140 s.46I		Misd.			1 year			
Yes 2	c.140 s.46K		Employment Agency Prohibited Practice c. 140 s.46K		Misd.			1 year			
Yes 2	c.140 s.46L		Employment Agency Fee Violation c. 140 s.46L		Misd.			1 year			
Yes 2	c.140 s.46M		Employment Agency Fail/Return Excess Fee c. 140 s.46M		Misd.			1 year			

Grid Level	Offense Seriousness	Offense Notes	Offense Reference	Offense Offense	Penalty	Mand. Type	Staircase Factor	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2	c. 140 s. 46N			EMPLOYMENT AGENCY CONTRACT VIOLATION c. 140 s. 46N	Misd.			1 year		1 year	
Yes 2	c. 140 s. 46O			EMPLOYMENT AGENCY FEE REFUND VIOLATION c. 140 s. 46O	Misd.			1 year		1 year	
Yes 1	c. 140 s. 46R			EMPLOYMENT AGENCY INFORMATION, DISCLOSE c. 140 s. 46R	Misd.			6 months		6 months	
Yes 1	c. 140 s. 51	c. 140 s. 53		MESSAGE/BATHS, UNLICENCED c. 140 s. 51	Misd.			6 months		6 months	
Yes 1	c. 140 s. 53			MESSAGE/BATHS VIOLATION c. 140 s. 53	Misd.			6 months		6 months	
Yes 2	c. 140 s. 58	c. 140 s. 69		USED CAR DEALER REPAIR FACILITIES VIOL c. 140 s. 58	Misd.			1 year		1 year	
Yes 2	c. 140 s. 60	c. 140 s. 69		USED CAR REGULATIONS VIOLATION c. 140 s. 60	Misd.			1 year		1 year	
Yes 2	c. 140 s. 61	c. 140 s. 69		USED CAR DEALER FAIL RETAIN VEH/PARTS c. 140 s. 61	Misd.			1 year		1 year	
Yes 2	c. 140 s. 62	c. 140 s. 69		USED CAR DEALER FAIL KEEP/REGISTER c. 140 s. 62	Misd.			1 year		1 year	
Yes 2	c. 140 s. 67	c. 140 s. 69		USED CAR DEALER/OBSTRUCT POLICE c. 140 s. 67	Misd.			1 year		1 year	
Yes 2	c. 140 s. 67A	c. 140 s. 69		USED CAR DEALER FAIL REMOVE PLATES c. 140 s. 67A	Misd.			1 year		1 year	
Yes 2	c. 140 s. 68	c. 140 s. 69		USED CAR SALES, UNLICENCED c. 140 s. 68	Misd.			1 year		1 year	
Yes 2	c. 140 s. 74			PAWNBROKER OBSTRUCT OFFICER c. 140 s. 74	Misd.			1 year		1 year	
Yes 1	Note A c. 140 s. 76	c. 140 s. 82		PAWNBROKER, UNLICENCED c. 140 s. 76	Misd.			2 months		2 months	
Yes 1	Note A c. 140 s. 78	c. 140 s. 82		PAWNBROKER USURY VIOLATION c. 140 s. 78	Misd.			2 months		2 months	
Yes 1	Note A c. 140 s. 79	c. 140 s. 82		PAWNBROKER RECORDKEEPING VIOLATION c. 140 s. 79	Misd.			2 months		2 months	
Yes 1	Note A c. 140 s. 80	c. 140 s. 82		PAWNBROKER FAIL GIVE RECEIPT c. 140 s. 80	Misd.			2 months		2 months	
Yes 1	Note A c. 140 s. 81	c. 140 s. 82		PAWNBROKER OBSTRUCT INSPECTION OF BOOKS c. 140 s. 81	Misd.			2 months		2 months	
Yes 1	c. 140 s. 84			PAWN TOOLS UNDER FALSE NAME c. 140 s. 84	Misd.			6 months		6 months	
Yes 2	c. 140 s. 89			LOANMAKER OBSTRUCT INSPECTION OF BOOKS c. 140 s. 89	Misd.			1 year		1 year	
Yes 2	c. 140 s. 90A	c. 140 s. 90E		USURY ON HOME MORTGAGE LOAN c. 140 s. 90A	Misd.			1 year		1 year	
Yes 1	c. 140 s. 99			SMALL LOANS INVESTIGATION, OBSTRUCT c. 140 s. 99	Misd.			6 months		6 months	
Yes 2	c. 140 s. 108			SMALL LOANS VIOLATION c. 140 s. 108	Misd.			1 year		1 year	
Yes 3	c. 140 s. 110			SMALL LOANS, UNLICENCED c. 140 s. 110	Felony			2 1/2 years		2 1/2 years	
Yes 3	c. 140 s. 122			FIREARM DEALER'S LICENSE, IMPROP ISSUE c. 140 s. 122	Misd.			6 months		2 years	
Yes 2	c. 140 s. 122B			AMMUNITION, UNLICENCED SALE OF c. 140 s. 122B	Misd.			6 months		2 years	
Yes 4	c. 140 s. 128			FIREARM SALE, VIOLATION c. 140 s. 128	Felony			1 year		2 1/2 years	
Yes 4	c. 140 s. 128B			FIREARM, FAIL REPORT/UNAUTHORIZED, SUBSQ c. 140 s. 128B	Felony			10 years		10 years	
Yes 2	c. 140 s. 129			FIREARM APPLIC. FALSE STATEMENT ON c. 140 s. 129	Misd.			1 year		1 year	
Yes 4	Note B c. 140 s. 129			FIREARM APPLIC. FALSE STATEMENT ON, SUBSQ c. 140 s. 129	Felony			2 1/2 years		5 years	
Yes 3	c. 140 s. 129B(8)			FIREARM ID CARD APPLIC. FALSE STATEMENT ON c. 140 s. 129B(8)	Misd.			6 months		2 years	
Yes 5	c. 140 s. 130			FIREARM SALE TO MINOR/AJEN c. 140 s. 130	Felony			2 1/2 years		10 years	

Offense Seriousness	Offense Level Notes	Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Prison	Max Prison
Yes 3	c. 140 s. 131(h)			FIREARM LICENSE VIOLATION c. 140 s. 131(h)	Misd.		6 months	2 years			
Yes 3	c. 140 s. 131(k)			FIREARM LICENSE VIOLATION c. 140 s. 131(k)	Misd.		6 months	2 years			
Yes 3	c. 140 s. 131(A)			FIREARM PERMIT, IMPROP ISSUE c. 140 s. 131(A)	Misd.		6 months	2 years			
Yes 2	c. 140 s. 131(B)			LOAN SECURED BY FIREARM c. 140 s. 131(B)	Misd.		1 year				
Yes 5	c. 140 s. 131(E)			FIREARM PURCHASE FOR ANOTHER c. 140 s. 131(E)	Felony		2 1/2 years	10 years			
Yes 1	c. 140 s. 131(H)			FIREARM, ALIEN POSSESS c. 140 s. 131(H)	Misd.		6 months				
Yes 4	c. 140 s. 131(I)			FIREARM LICENSE/D CARD FALSE c. 140 s. 131(I)	Felony		2 years				5 years
Yes 2	c. 140 s. 131(J)			ELECTRIC STUN GUN, SELL/POSSESS c. 140 s. 131(J)	Misd.		6 months	2 years			
Yes 2	c. 140 s. 131(L)(a)	c. 140 s. 131(L)(b)		FIREARM, STORE IMPROPER LARGE CAPACITY c. 140 s. 131(L)(a)	Felony	1 year	2 1/2 years	1 year	10 years	1 year	10 years
Yes 5	Note B c. 140 s. 131(L)(a)	c. 140 s. 131(L)(b)	c. 140 s. 131(L)(d)	FIREARM, STORE IMPROPER LARGE CAPACITY NEAR MINOR c. 140 s. 131(L)(a)	Felony	2 1/2 years	2 1/2 years	10 years	2 1/2 years	10 years	
Yes 5	c. 140 s. 131(L)(a)	c. 140 s. 131(L)(b)	c. 140 s. 131(L)(c)	RIFLE/SHOTGUN, STORE IMPROPER NEAR MINOR c. 140 s. 131(L)(a)	Felony	1 year	2 1/2 years	1 year	10 years	1 year	10 years
Yes 5	c. 140 s. 131(M)			ASSAULT WEAPON, SELL/POSSESS c. 140 s. 131(M)	Felony	1 year	2 1/2 years	1 year	10 years	1 year	10 years
Yes 7	c. 140 s. 131(M)			ASSAULT WEAPON, SELL/POSSESS, SUBSQ. c. 140 s. 131(M)	Felony		5 years	15 years			
Yes 5	c. 140 s. 131(N)			FIREARM, COVERT/UNDETECTABLE c. 140 s. 131(N)	Felony		1 year	2 1/2 years	1 year	10 years	
Yes 7	c. 140 s. 131(N)			FIREARM, COVERT/UNDETECTABLE, 2ND OFFENSE c. 140 s. 131(N)	Felony		5 years	15 years			
Yes 3	c. 140 s. 131(P)(d)			FIREARM SAFETY CERTIFICATE, FALSE INFO IN c. 140 s. 131(P)(d)	Misd.		2 years				
Yes 3	c. 140 s. 131(P)(e)			FIREARM SAFETY CERTIFICATE, IMPROPER ISSUE c. 140 s. 131(P)(e)	Misd.		2 years				
Yes 2	c. 140 s. 147			DOG LICENSE VIOLATION BY OFFICIAL c. 140 s. 147	Misd.		1 month	1 year	2 1/2 years	1 year	10 years
Yes 1	Note A c. 140 s. 157			DOG ORDER, DISOBECY c. 140 s. 157	Misd.		30 days				
Yes 1	Note A c. 140 s. 157			DOG ORDER, DISOBEDI, SUBSQ. OFF. c. 140 s. 157	Misd.		60 days				
Yes 2	c. 140 s. 180(B)			THEATRICAL AGENT, UNLICENSED c. 140 s. 180(B)	Misd.		1 year				
Yes 2	c. 140 s. 183(C)			CABARET ENTERTAINMENT, UNLICENSED c. 140 s. 183(C)	Misd.		1 year				
Yes 2	c. 140 s. 184			CABARET ENTERTAINMENT WITH LIQUOR, UNLIC c. 140 s. 184	Misd.		2 years				
Yes 2	c. 140 s. 185(A	c. 140 s. 185F		TICKET RESALE VIOLATION, 3RD AND SUBSQ. OFF. c. 140 s. 185A	Misd.		1 year				
Yes 2	c. 140 s. 185(D	c. 140 s. 185F		TICKET SCALPING, 3RD AND SUBSQ. OFF. c. 140 s. 185D	Misd.		1 year				
Yes 2	c. 140 s. 185(E	c. 140 s. 185F		TICKET RESALE REGUL VIOLATION, 3RD AND SUBSQ. OFF. c. 140 s. 185E	Misd.		1 year				
Yes 2	c. 140 s. 205(A			TRAVELING AMUSEMENT SHOW VIOLATION c. 140 s. 205A	Misd.		1 year				
Yes 1	Note A c. 140B s. 8			JUNKYARD VIOLATION c. 140B s. 8	Misd.		30 days				
Yes 2	Note A c. 140B s. 8			JUNKYARD VIOLATION, SUBSQ. OFF. c. 140B s. 8	Misd.		30 days				
Yes 4	c. 140D s. 27			UNAUTHORIZED USE OF CREDIT CARDS c. 140D s. 27	Felony		6 months				
Yes 2	c. 140D s. 31			CONSUMER CREDIT COST DISCLOSURE VIOL c. 140D s. 31	Misd.		1 year				

Grid Level	Offense Seriousness	Offense Notes	Offense Reference	Offense Penalty	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 1	c. 141 s. 5		ELECTRICIAN UNLICENSED, SUBSQ. OFF. c. 141 s. 5			Misd.			6 months			
Yes 1	c. 141 s. 9	c. 141 s. 5	MISSSTATEMENTS, ELECTRICAL LICENSE, SUBSQ OFF. c. 141 s. 9			Misd.			6 months			
Yes 2	c. 142A s. 19		HOME IMPROVEMENT CONTRACTOR VIOLATION c. 142A s. 19			Misd.			1 year			
Yes 2	c. 142A s. 19		HOME IMPROVEMENT CONTRACTOR, UNLICENSED c. 142A s. 19			Misd.			2 years			
Yes 2	c. 143 s. 3V		SAFETY GLASS, FAIL USE c. 143 s. 3V			Misd.			1 year			
Yes 2	c. 143 s. 87		SAFETY FILM, SELL/MARK FALSE c. 143 s. 87			Misd.			6 months	2 years		
Yes 2	c. 143 s. 94		STATE BUILDING CODE VIOLATION c. 143 s. 94			Misd.			1 year			
Yes 1	c. 146 s. 33		BOILER INSPECTION VIOLATION c. 146 s. 33			Misd.			6 months			
Yes 1	Note A c. 146 s. 41		COMPRESSED AIR TANK VIOLATION c. 146 s. 41			Misd.			1 month			
Yes 1	Note A c. 146 s. 53	c. 146 s. 55	HOSTING MACHINERY, OPERATION VIOLATION c. 146 s. 53			Misd.			3 months			
Yes 1	Note A c. 146 s. 54	c. 146 s. 55	HOSTING MACHINERY/LIC ON PERSON, OP W/O c. 146 s. 54			Misd.			3 months			
Yes 1	Note A c. 146 s. 5A	c. 146 s. 55	HOSTING MACHINERY LIC INSPEC, OBSTRUCT c. 146 s. 5A			Misd.			3 months			
Yes 1	Note A c. 146 s. 55		ENGINEER/FIREMAN/OPERATOR VIOLATION c. 146 s. 55			Misd.			3 months			
Yes 1	c. 146 s. 89		PIPEFITTER, UNLICENSED, SUBSQ. OFF. c. 146 s. 89			Misd.			6 months			
Yes 1	Note A c. 147 s. 3		PUBLIC SAFETY INSPECTOR ACCEPT GIFT c. 147 s. 3			Misd.			3 months			
Yes 2	c. 147 s. 23		PRIVATE DETECTIVE, UNLICENSED c. 147 s. 23			Misd.			1 year			
Yes 2	c. 147 s. 28		PRIVATE DETECTIVE/INVESTIGATIVE REPORT, IMPROP DISCLOSE/FAUSE c. 147 s. 28			Misd.			1 year			
Yes 2	c. 147 s. 30		PRIVATE DETECTIVE LABOR DISPUTE VIOL.c.147 s. 30			Misd.			6 months	1 year		
Yes 1	Note A c. 147 s. 32		BOXING MATCH, UNLICENSED c. 147 s. 32			Misd.			3 months			
Yes 2	c. 147 s. 57		SECURITY SYSTEM BUSINESS, UNLICENSED c. 147 s. 57			Misd.			1 year			
Yes 2	c. 147 s. 60	c. 147 s. 57	FALSE STATEMENTS BY LICENSEE OR EMPLOYEE c. 147 s. 60			Misd.			1 year			
Yes 2	c. 148 s. 15		TRANSPORTATION OF EXPLOSIVES OR INFLAMMABLE MATERIALS; VIOLATION c. 148 s. 15			Misd.			1 year			
Yes 1	Note A c. 148 s. 16		EXPLOSIVES/FLAMMABLES, IMPROV MAKES/STORE c. 148 s. 16			Misd.			1 month			
Yes 2	c. 148 s. 27A		SPRINKLER SYSTEM, DISCONNECT c. 48 s. 27A			Misd.			1 year			
Yes 1	Note A c. 148 s. 30A		FIRE VIOLATION NOTICE, DAMAGE c. 148 s. 30A			Misd.			1 month			
Yes 2	c. 148 s. 35		BOMB/EXPLOSIVES, POSSESS c. 148 s. 35			Misd.			2 1/2 years			
Yes 2	c. 148 s. 38B		through 38I c. 148 s. 38H	STORAGE TANK, FAIL NOTIFY DPS OF c. 148 s. 38B through 38I		Misd.			2 years			
Yes 2	c. 148 s. 39	c. 148 s. 39	STORAGE TANK REGULATIONS VIOLATION c. 148 s. 38H			Misd.			2 years			
Yes 1	c. 148 s. 40		FIREWORKS, SELL UNLAWFUL c. 148 s. 39			Misd.			1 year			
Yes 1	through 44	c. 148 s. 45	FIREWORKS, IMPROPER MANUFACTURE/STORAGE c. 148 s. 40 through 44			Misd.			6 months			

[January]

Offense Seriousness	Grid Level	Offense Notes	Offense Reference	Penalty Reference	Offense	Offense Reference	Penalty Reference	Mand. Factor	Staircase Factor	Min. Time	Max H/C	Max H/C	Min Prison	Max Prison
Yes 1		c.148.s.46			STOVE POLISH EXPLOSIVE c.148.s.46			Misd.		6 months				
Yes 1	Note A	c.148.s.54			CIGARETTE/MATCH, DROP ON FOREST/FIELD c.148.s.54			Misd.		30 days				
Yes 2		c.148.s.55			EXPLODING GOLF BALLS, SUBSQ. OFF. c.148.s.55			Misd.		1 year				
Yes 1	Note A	c.149.s.16			DOLLINSPECTOR ACCEPT GIFT c.149.s.16			Misd.		3 months				
Yes 1	Note A	c.149.s.19B			LIE DETECTOR, EMPLOYMENT VIOLATION, 2ND AND SUBSQ. OFF. c.149.s.19B			Misd.		90 days				
Yes 2		c.149.s.20D			UNION ORGANIZING, IMPROPER PAYMENT/SOLICITATION c.149.s.20D			Misd.		1 year				
Yes 1	Note A	c.149.s.21			EMPLOYMENT ADVERTISEMENT FAUSE c.149.s.21			Misd.		3 months				
Yes 1		c.149.s.23A			STRIKE, EMPLOY ARMED GUARDS DURING c.149.s.23A			Misd.		6 months				
Yes 1		c.149.ss.26,27,												
Yes 2		27A,27B,27F,			c.149.s.27C(a)(2) PUBLIC WORKS, PAY/PREFERENCE VIOLATION c.149.s.26,27,27A,27B,27F,27G,27H			Misd.		6 months				
Yes 2		c.149.ss.26,												
Yes 2		27,27A,27B,			c.149.s.27C(a)(1) PUBLIC WORKS, PAY/PREFERENCE WILFUL VIOLATION c.149.s.26,27,27A,27B,27F,27G,27H			Misd.		1 year				
Yes 3		c.149.ss.26,27,			27A,27B,27F,		PUBLIC WORKS, PAY/PREFERENCE WILFUL VIOLATION, 2ND OFF. c.149.s.26,27,27A,27B,27F,	Misd.		2 years				
Yes 2		c.149.s.26		c.151D.s.11	V.IOLATION c.149.s.26 BY CORPORATE OFFICER c.149.s.26			Misd.		1 year				
Yes 2		c.149.s.27		c.151D.s.11	V.IOLATION c.149.s.27 BY CORPORATE OFFICER c.149.s.27			Misd.		1 year				
Yes 1		c.149.s.30		c.149.s.35	PUBLIC WORKS, EXCESS OVERTIME ON c.149.s.30			Misd.		6 months				
Yes 1		c.149.s.31		c.149.s.35	PUBLIC WORKS, EXCESS OVERTIME ON c.149.s.31			Misd.		6 months				
Yes 1		c.149.s.34		c.149.s.35	PUBLIC WORKS CONTRACT FAIL BAN EXCESS OT c.149.s.34			Misd.		6 months				
Yes 1		c.149.s.34A		c.149.s.35	WORKERS COMP ON PUBLIC WORK, FAIL HAVE c.149.s.34A			Misd.		6 months				
Yes 2		c.149.s.44			INVITATIONS TO BID, NOTICE, CONTENTS, VIOLATION OF c.149.s.44			Felony		2 1/2 years		3 years		
Yes 1	Note A	c.149.s.78			CHILD LABOR VIOL. c.149.s.78			Misd.		1 month				
Yes 2	Note A	c.149.s.78			CHILD LABOR VIOLATION, SUBSQ. OFF. c.149.s.78			Misd.		2 months				
Yes 1	Note A	c.149.s.79			SCHOOL ATTENDANCE OFFICER, OBSTRUCT c.149.s.79			Misd.		2 months				
Yes 1	Note A	c.149.s.80			CHILD ASSIST ILLEGAL STREET SALES BY c.149.s.80			Misd.		2 months				
Yes 1	Note A	c.149.s.81			CHILD LABOR VIOL. BY PARENT c.149.s.81			Misd.		5 days				

Grid Level	Offense Seriousness	Offense Notes	Offense Reference	Offense Offense	Penalty	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 1	Note A c. 149 s. 81			CHILD LABOR VIOL BY PARENT SUBSQ. OFF. c. 149 s. 81	Misd.				10 days			
Yes 1	Note A c. 149 s. 82			CHILD LABOR VIOL BY OFFICIAL c. 149 s. 82	Misd.				2 months			
Yes 1	Note A c. 149 s. 90			CHILD UNDER 16 EMPLOY c. 149 s. 90	Misd.				1 month			
Yes 1	Note A c. 149 s. 90			CHILD UNDER 16 EMPLOY AFTER NOTICE c. 149 s. 90	Misd.				2 months			
Yes 2	c. 149 s. 90			CHILD LABOR PERMIT, FORGE ID TO OBTAIN c. 149 s. 90	Misd.				1 year			
Yes 1	c. 149 s. 104			CHILD ENTERTAINER, EMPLOY c. 149 s. 104	Misd.				6 months			
Yes 1	Note A c. 149 s. 122			EMPLOYER VENTILATION VIOL. SUBSQ. OFF. c. 149 s. 122	Misd.				2 months			
Yes 2	c. 149 s. 126			FIRE DOORS LOCKED DURING BUSINESS HOURS c. 149 s. 126	Misd.				1 year			
Yes 1	Note A c. 149 s. 147G			EMPLOYER INDUSTRIAL HOMEWORK VIOLATION c. 149 s. 147G	Misd.				2 months			
Yes 1	c. 149 s. 148	c. 149 s. 27C(a)(2)		EMPLOYER WAGE VIOLATION c. 149 s. 148	Misd.				6 months			
Yes 2	c. 149 s. 148	c. 149 s. 27C(a)(2)		EMPLOYER WAGE VIOLATION, 2ND OFF. c. 149 s. 148	Misd.				1 year			
Yes 2	c. 149 s. 148	c. 149 s. 27C(a)(1)		EMPLOYER WAGE WILLFUL VIOLATION c. 149 s. 148	Misd.				1 year			
Yes 3	c. 149 s. 148	c. 149 s. 27C(a)(1)		EMPLOYER WAGE WILLFUL VIOLATION, 2ND OFF. c. 149 s. 148	Misd.				2 years			
Yes 1	c. 149 s. 148A			EMPLOYER RETALIATE FOR WAGE COMPLAINT c. 149 s. 148A	Misd.				6 months			
Yes 1	c. 149 s. 148B	c. 149 s. 27C(a)(2)		EMPLOYER PRESUMPTION OF EMPLOYMENT: VIOLATION OF STATUTE c. 149 s. 148B	Misd.				6 months			
Yes 2	c. 149 s. 148B	c. 149 s. 27C(a)(2)		EMPLOYER PRESUMPTION OF EMPLOYMENT: VIOLATION OF STATUTE, 2ND OFF. c. 149 s. 148B	Misd.				1 year			
Yes 2	c. 149 s. 148B	c. 149 s. 27C(a)(1)		EMPLOYER PRESUMPTION OF EMPLOYMENT: WILLFUL VIOLATION OF STATUTE c. 149 s. 148B	Misd.				1 year			
Yes 3	c. 149 s. 148B	c. 149 s. 27C(a)(1)		EMPLOYER PRESUMPTION OF EMPLOYMENT: WILLFUL VIOLATION OF STATUTE, 2ND OFF. c. 149 s. 148B	Misd.				2 years			
Yes 1	c. 149 s. 150C			EMPLOYER FAIL PURCHASE DISABILITY INSUR c. 149 s. 150C	Misd.				6 months			
Yes 1	Note A c. 149 s. 156			EMPLOYER PIECEWORK WEAVING YOL, 3RD AND SUBSQ. OFF c. 149 s. 156	Misd.				1 month			
Yes 1	Note A c. 149 s. 163			DOL, EMPLOYMENT OFFICE ACCEPT FEE c. 149 s. 163	Misd.				1 month			
Yes 1	Note A c. 149 s. 179B			EMPLOYER FAIL NOTIFY DOL c. 149 s. 179B	Misd.				2 months			
Yes 2	c. 150A s. 8			LABOR RELATIONS COMMN, OBSTRUCT C. 150A s. 8	Misd.				1 year			
Yes 2	c. 150E s. 15			LABOR RELATIONS COMMN, OBSTRUCT C. 150E s. 15	Misd.				1 year			
Yes 1	c. 151 s. 1B	c. 149 s. 27C(a)(2)	OVERTIME, EMPLOYER FAIL PAY c. 151 s. 1B		Misd.				6 months			
Yes 2	c. 151 s. 1B	c. 149 s. 27C(a)(2)	OVERTIME, EMPLOYER FAIL PAY, 2ND OFF. c. 151 s. 1B		Misd.				1 year			
Yes 2	c. 151 s. 1B	c. 149 s. 27C(a)(1)	OVERTIME, EMPLOYER FAIL PAY WILLFUL c. 151 s. 1B		Misd.				1 year			
Yes 3	c. 151 s. 1B	c. 149 s. 27C(a)(1)	OVERTIME, EMPLOYER FAIL PAY WILLFUL, 2ND OFF. c. 151 s. 1B		Misd.				2 years			
Yes 1	c. 151 s. 19	c. 149 s. 27C(a)(2)	MINIMUM WAGE, EMPLOYER VIOLATION c. 151 s. 19		Misd.				6 months			
Yes 2	c. 151 s. 19	c. 149 s. 27C(a)(2)	MINIMUM WAGE, EMPLOYER VIOLATION, 2ND OFF. c. 151 s. 19		Misd.				1 year			
Yes 2	c. 151 s. 19	c. 149 s. 27C(a)(1)	MINIMUM WAGE, EMPLOYER WILLFUL VIOLATION c. 151 s. 19		Misd.				1 year			
Yes 3	c. 151 s. 19	c. 149 s. 27C(a)(1)	MINIMUM WAGE, EMPLOYER WILLFUL VIOLATION, 2ND OFF. c. 151 s. 19		Misd.				2 years			

Grid	Offense Seriousness	Offense		Offense Reference	Penalty Reference	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
		Level	Notes										
Yes 2	c. 151A s. 2 through 74	c. 151A s. 47	UNEMPLOYMENT COMP VIOLATION, SUBSQ. OFF. c. 151A s. 2 through 74	Misd.	Misd.					2 years			
Yes 1	c. 151A s. 37		UNEMPLOYMENT COMP REPRESENTATION, IMPROP. c. 151A s. 37	Misd.	Misd.					6 months			
Yes 1	c. 151A s. 46		UNEMPLOYMENT COMP INFORMATION, DISCLOSE c. 151A s. 46	Misd.	Misd.					6 months			
Yes 3	c. 151A s. 47		UNEMPLOYMENT COMP FALSE STATEMENT FOR c. 151A s. 47	Felony						2 1/2 years			
Yes 1	c. 151A s. 47		UNEMPLOYMENT COMP, FALSE IDENTITY FOR c. 151A s. 47	Misd.						6 months			
Yes 3	c. 151A s. 47		UNEMPLOYMENT COMPENSATION, FALSE STATEMENT TO AVOID CONTRIBUTION TO c. 151A s. 47	Felony						5 years			
Yes 2	c. 151A s. 47		UNEMPLOYMENT COMP, EMPLOYER FAIL PAY c. 151A s. 47	Misd.						1 year			
Yes 3	c. 151A s. 47		UNEMPLOYMENT COMPENSATION, OBSTRUCTS INVESTIGATION c. 151A s. 47	Misd.									
Yes 2	c. 151A s. 47		UNEMPLOYMENT COMPENSATION; OBSTRUCTS INVESTIGATION BY THREAT OF FORCE ONLY c. 151A s. 47	Misd.						1 year			
Yes 2	c. 151A s. 47A		UNEMPLOYMENT COMP PAYMENT, BAD CHECK FOR c. 151A s. 47A	Misd.									
Yes 2	c. 151B s. 4A		RESTRICTIVE COVENANT, CONVEY PROPERTY W/c. 151B s. 4A	Misd.									
Yes 2	c. 151B s. 8		MCAD, OBSTRUCT/FAIL TO COMPLY W/ORDER c. 151B s. 8	Misd.						1 year			
Yes 2	c. 151D s. 2		HEALTH/WELFARE FUND, UNAPPROVED c. 151D s. 2	Misd.						2 years			
Yes 4 Note A	c. 151D s. 6		HEALTH/WELFARE FUND EMPLOYEE VIOLATION c. 151D s. 6	Misd.									
Yes 2	c. 151D s. 11		HEALTH/WELFARE FUND FAIL PAY BENEFIT c. 151D s. 11	Misd.						1 year			
Yes 3	c. 152 s. 14		WORKERS COMP CLAIMS, ENCOURAGE c. 152 s. 14	Felony						6 months	2 1/2 years		
Yes 2	c. 152 s. 25C		WORKERS COMP, EMPLOYER FAIL HAVE c. 152 s. 25C	Misd.						1 year			
Yes 1 Note A	c. 152 s. 60D		WORKERS COMP POLICY, ISSUE IMPROP. c. 152 s. 60D	Misd.						3 months			
Yes 2	c. 155 s. 48		CORPORATE STATEMENT, FALSE c. 155 s. 48										
Yes 2	c. 155 s. 49		CORPORATE STATEMENT, FALSE SEC. c. 155 s. 49										
Yes 2	c. 156B s. 68		CORPORATE STATEMENT, FALSE c. 156B s. 68										
Yes 2	c. 156B s. 69		CORPORATE STATEMENT, FALSE c. 156B s. 69										
Yes 2	c. 159 s. 03		RAILROAD CAR, W/O AUTHORITY/DAMAGE c. 159 s. 03	Misd.						2 years			
Yes 2	c. 159 s. 104		BUS/RAILROAD CAR, THROWING MISSILE OR ASSAULTING c. 159 s. 104	Misd.						1 year			
Yes 2	c. 159 App. s. 1-15		MISC STEAMSHIP AUTHORITY VIOLATION, c. 159 App. s. 1-15	Misd.						1 year			
Yes 6	c. 159A s. 31		BUS DRIVER, INTERFERE WITH c. 159A s. 31	Felony									
Yes 1 Note A	c. 159A App. s. 1-6		SIGHTSEEING TOURS BY AUTOMOBILE; UNLICENSED c. 159A App. s. 1-6	Misd.						1 month			
Yes 2	c. 160 s. 48		RAILROAD DIRECTOR VIOLATION c. 160 s. 48	Misd.						1 year			
Yes 2	c. 160 s. 74		RAILROAD IMPROP. ACQUIRE MASS R.R. A/D c. 160 s. 74	Misd.						6 months	1 year		

Offense Seriousness	Offense Level Notes	Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 2	c. 166 s. 42A	CABLE/TELEPHONE SERVICE UNDER \$5,000 BY FRAUD, OBTAIN OR ATTEMPT c. 166 s. 42A			Misd.			2 1/2 years			
Yes 3	c. 166 s. 42A	CABLE/TELEPHONE SERVICE OVER \$5,000 BY FRAUD, OBTAIN OR ATT. c. 166 s. 42A			Felony			10 years			
Yes 4	c. 166 s. 42B	TELEPHONE DEVICE, UNLAWFUL c. 166 s. 42B			Felony			15 years			
Yes 1	c. 166A s. 18	CABLE/TV VIOLATION c. 166A s. 18			Misd.			6 months			
Yes 2	c. 167 s. 4	BANK INVESTIGATION, FAIL TESTIFY INSTRUCT c. 167 s. 4			Misd.			1 year			
Yes 2	c. 167 s. 8	BANK FAIL MAKE REPORT c. 167 s. 8			Misd.			1 year			
Yes 2	c. 167 s. 12	BANK OFFICER FUNCTION WHILE SUSPENDED c. 167 s. 12			Misd.			1 year			
Yes 3	c. 167 s. 12	BANK OFFICER FUNCTION AFTER REMOVAL c. 167 s. 12			Felony			5 years			
Yes 2	c. 167 App. s. 4	RULES AND REGULATIONS OF BANK COMMISSIONER VIOLATION OF c. 167 App. s. 4			Misd.			1 year			
Yes 2	c. 167A s. 6(c)	BANK HOLDING COMPANY REPORT, FALSE c. 167A s. 6(c)			Misd.			1 year			
Yes 4	c. 167A s. 6(d)	FALSIFYING COMPANY RECORDS WITH INTENT TO DECEIVE EXAMINER c. 167A s. 6(d)			Felony			2 1/2 years			
Yes 2	c. 167B s. 2	through 21(a)(2) c. 167B s. 21(a)(2) ELECTRONIC FUND TRANSFER VIOL UNDER \$100 c. 167B s. 2 through 21(a)(2)			Misd.			1 year			
Yes 2	c. 167B s. 21(b) c. 167B s. 21(b)(1) ELECTRONIC FUND TRANSFER INT DEFRAUD c. 167B s. 21(b)				Misd.			1 year			
Yes 3	Note G c. 167B s. 21(c)(1)	ELECTRONIC FUND TRANSFER VIOL OVER \$100 c. 167B s. 21(c)(1)			Felony			Under \$10,000			
Yes 4	Note G c. 167B s. 21(c)(1)	ELECTRONIC FUND TRANSFER VIOL OVER \$100 c. 167B s. 21(c)(1)			Felony			\$10,000 to \$50,000			
Yes 5	Note G c. 167B s. 21(c)(1)	ELECTRONIC FUND TRANSFER VIOL OVER \$100 c. 167B s. 21(c)(1)			Felony			\$50,000 and over			
Yes 2	c. 167E s. 13	SAVINGS BANK LOAD DISCOUNT ON OWN STOCK c. 167E s. 13			Misd.			1 year			
Yes 2	c. 168 s. 19	c. 168 s. 23A SAVINGS BANK INSIDER LOAN c. 168 s. 19			Misd.			1 year			
Yes 2	c. 168 s. 20	c. 168 s. 23A SAVINGS BANK REPORT INSIDER LOAN c. 168 s. 20			Misd.			1 year			
Yes 2	c. 168 s. 22	SAVINGS BANK OFFICER/EMPLOYEE VIOLATION c. 168 s. 22			Misd.			1 year			
Yes 2	c. 168 s. 23	c. 168 s. 23A SAVINGS BANK CHARGE UNDISCLOSED LOAN FEE, OFFICER ACCEPT FEE c. 168 s. 23			Misd.			1 year			
Yes 1	c. 168 s. 29	c. 168 s. 24 SAVINGS BANKS WRONGFUL PAYMENT OR AUTHORIZATION OF PAYMENT OF INTEREST c. 168 s. 29			Misd.			6 months			
Yes 2	c. 169 s. 1 through 16	c. 169 s. 16 FOREIGN MONEY DEPOSITS VIOLATION c. 169 s. 1 through 16			Misd.			1 year			
Yes 2	c. 169A s. 2 through 13	c. 169A s. 13 CHECK CASHING VIOLATION c. 169A s. 2 through 13			Misd.			1 year			
Yes 2	c. 170 s. 16	COOPERATIVE BANK OFFICER/EMPLOYEE VIOL c. 170 s. 16			Misd.			1 year			
Yes 2	c. 170 s. 17	c. 170 s. 19A COOPERATIVE BANK OFFICER/EMPLOYEE TAKE FEE c. 170 s. 17			Misd.			1 year			
Yes 2	c. 170 s. 19	c. 170 s. 19A COOPERATIVE BANK INSIDER LOAN c. 170 s. 19			Misd.			1 year			
Yes 2	c. 171 s. 23	CREDIT UNION OFFICER/EMPLOYEE VIOLATION c. 171 s. 23			Misd.			1 year			
Yes 2	c. 172 s. 18	c. 172 s. 23 TRUST COMPANY IMPROPER LOAN TO OFFICER c. 172 s. 18			Misd.			1 year			

Grid Level	Offense Seriousness	Offense Notes	Offense Reference	Offense Penalty	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 2	c. 172 s. 20	c. 172 s. 23		TRUST COMPANY OFFICER/EMPLOYEE TAKE FEE c. 172 s. 20		Misd.			1 year			
Yes 2	c. 172 s. 21			TRUST COMPANY OFFICER/EMPLOYEE VIOLATION c. 172 s. 21		Misd.			1 year			
Yes 1	c. 172 s. 26			TRUST COMPANY STOCK TRANSFER, FAIL, REPT. c. 172 s. 26		Misd.			6 months			
Yes 1	c. 172 s. 26A			TRUST COMPANY ACQUISITION IMPROPER c. 172 s. 26A		Misd.			6 months			
Yes 2	c. 172 s. 31			TRUST COMPANY FAIL, MAINTAIN RESERVES c. 172 s. 31		Misd.			1 year			
Yes 1	c. 172A s. 3			BANKING CO VIOLATION c. 172A s. 3		Misd.			6 months			
Yes 1	c. 172A s. 7B			BANKING CO LOAN SECURED BY OWN STOCK c. 172A s. 7B		Misd.			6 months			
Yes 1	Note A	c. 172A s. 8A		BANKING CO LOAN TO OFFICER c. 172A s. 8A		Misd.			90 days			
Yes 1	c. 172A s. 10			BANKING CO FAIL REPORT RESERVES c. 172A s. 10		Misd.			6 months			
Yes 2	c. 175 s. 4	0		INSURANCE EXAMINATION, OBSTRUCT C. 175 s. 4		Misd.			1 year			
Yes 5	c. 175 s. 59	c. 268 s. 1		SECRETARY, DOMESTIC STOCK COMPANIES, FALSE RECORD c. 175 s. 59		Felony			2 1/2 years		20 years	
Yes 2	c. 175 s. 73			INSURANCE CO VIOLATION, MUTUAL c. 175 s. 73		Misd.			1 year			
Yes 2	c. 175 s. 73			INSURANCE CO ADVANCE PAYMENT VIOL, MUTUAL c. 175 s. 73		Misd.			1 month	2 1/2 years		
Yes 5	c. 175 s. 78	c. 268 s. 1		SECRETARY, MUTUAL COMPANY, FALSE RECORD c. 175 s. 78		Felony			2 1/2 years		20 years	
Yes 2	c. 175 s. 127			INSURANCE, FAKE STATEMENT IN LIFE c. 175 s. 127		Misd.			1 month	1 year		
Yes 5	c. 175 s. 127	c. 268 s. 1		INSURANCE, FAKE STATEMENT IN DEATH, c. 175 s. 127		Felony			2 1/2 years		20 years	
Yes 2	c. 175 s. 168			INSURANCE SPECIAL BROKER VIOLATION c. 175 s. 168		Misd.			1 year			
Yes 2	c. 175 s. 170			INSURANCE AGENT/BROKER, FRAUD BY C. 175 s. 170		Misd.			1 year			
Yes 1	c. 175 s. 172			INSURANCE FIRE LOSS ADJUSTER, UNLICENSED/IMPROPER ADJUSTMENT c. 175 s. 172		Misd.			6 months			
Yes 1	Note A	c. 175 s. 174		INSURANCE CORP. STOCK VIOLATION c. 175 s. 174		Misd.			30 days			
Yes 2	c. 175 s. 174	c. 175 s. 4		INSURANCE CORP INQUIRY, OBSTRUCT C. 175 s. 174		Misd.			1 year			
Yes 2	c. 175 s. 176	c. 266 s. 30		INSURANCE AGENT OR BROKER, LARCENY BY C. 175 s. 176		Misd.			1 year			
Yes 3	Note G	c. 175 s. 176	c. 266 s. 30	INSURANCE AGENT OR BROKER, LARCENY BY C. 175 s. 176		Felony	Under \$10,000		2 years	5 years		
Yes 4	Note G	c. 175 s. 176	c. 266 s. 30	INSURANCE AGENT OR BROKER, LARCENY BY C. 175 s. 176		Felony	\$10,000 to \$50,000		2 years	5 years		
Yes 5	Note A	c. 175 s. 176	c. 266 s. 30	INSURANCE AGENT OR BROKER, LARCENY BY C. 175 s. 176		Felony	\$50,000 and Over		2 years	5 years		
Yes 1		c. 175 s. 177B		INSURANCE ADVISER, UNLICENSED c. 175 s. 177B		Misd.			6 months			
Yes 1		c. 175 s. 177D		REINSURANCE INTERMEDIARY, UNLICENSED c. 175 s. 177D		Misd.			6 months			
Yes 1		c. 175 s. 181		INSURANCE CO/AGENT, MISREPRESENTATION BY C. 175 s. 181		Misd.			6 months			
Yes 1		c. 175 s. 187B		INSURANCE PREMIUM, FAIL REFUND, SUBSQ. OFF. C. 175 s. 187B		Misd.			6 months			
Yes 2		c. 175 s. 187C		INSURANCE CANCELLATION AFFIDAVIT, FALSE c. 175 s. 187C		Misd.			1 year			
Yes 2		c. 175 s. 206(b)(5)		INSURANCE HOLDING CO, FALSE REPORT C. 175 s. 206(b)(5)		Misd.			1 year			

Offense Seriousness	Offense Level Notes	Offense Reference	Offense Penalty	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 2	c.175E s.2 - 12 c.175E s.12	MOTOR VEH INSURANCE RATING YIOL c.175E s.2 - 12			Misd.		1 year				
Yes 4	c.175H s.2	HEALTH CARE CLAIM, FALSE c.175H s. 2			Felony		2 1/2 years				5 years
Yes 4	c.175H s.3	HEALTH CARE KICKBACK c.175H s. 3			Felony		2 1/2 years				5 years
Yes 2	c.175I s.22	INSURANCE INFO GET ON FALESPRETENSESC. 175I s.22			Misd.		1 year				
Yes 2	c.176 s.11	FRATERNAL BENEFIT SOC RECORDS, ALTER c.176 s. 11			Misd.		1 year				
Yes 2	c.176 s.47	FRATERNAL BENEFIT SOC INSURANCE VIOL c.176 s.47			Misd.		30 days	1 year			
Yes 2	c.176 s.52	FRATERNAL BENEFIT SOC, FALSE APPLIC TO c.176 s.52			Misd.		30 days	1 year			
Yes 5	c.176 s.52 c.268 s.1	FRATERNAL BENEFIT SOC, FALSE STATEMENT RE: DEATH c.176 s.52			Felony		2 1/2 years				20 years
Yes 2	c.181 s.13	FOREIGN CORPORATION REPORT, FALSE c.181 s.13									
Yes 2	c.181 s.14	FOREIGN CORPORATION REPORT, FALSE c.181 s.14									
Yes 1	Note A c.182 s.2	ASSOCIATION/TRUST FAIL FILE WITH MUNIC C. 182 s.2			Misd.		3 months				
Yes 1	Note A c.182 s.3	UTILITY ASSOC/TRUST FAIL FILE WITH DPU c. 182 s. 3			Misd.		3 months				
Yes 1	Note A c.182 s.4	UTILITY ASSOC/TRUST FAIL FILE AND REPORT c.182 s. 4			Misd.		3 months				
Yes 2	c.185 s.18	REGISTERED LAND CONVEY ENCUMBERED c. 185 s.18			Felony		1 year				3 years
Yes 1	c.186 s.14	LANDLORD, WRONGFUL ACTS c. 186 s.14			Misd.		6 months				
Yes 2	c.193 s.3	ESTATE PROPERTY EXPORT TAXABLE c. 193 s.3			Misd.		1 year				
Yes 2	c.207 s.7	c.207 s.51 MARRIAGE, PERFORM UNDER AGE c.207 s.7			Misd.		1 year				
Yes 2	c.207 s.26	c.207 s.51 MARRIAGE NOTICE, UNAUTHORIZED c. 207 s.26			Misd.		1 year				
Yes 2	c.207 s.34	c.207 s.51 MARRIAGE OF MINORS, NOTICE c. 207 s.34			Misd.		1 year				
Yes 2	c.207 s.48	MARRIAGE WITHOUT AUTHORITY, PERFORM c. 207 s.48			Misd.		1 year				
Yes 2	c.207 s.50	MARRIAGE OF NON-RESIDENT, PERFORM IMPROP c. 207 s.50			Misd.		1 year				
Yes 3	c.208 s.34C	ABUSE/PREVENTION ORDER, VIOL PROBATE CTC. 208 s.34C			Misd.		2 1/2 years				
Yes 1	c.208 s.40	c.208 s.40 c.222 s.14 COMBINATION AFTER DIVORCE c. 208 s.40			Felony		2 years				
Yes 2	c.208 s.41	DIVORCE CASE, RAID IN c. 208 s.41			Misd.		2 years				
Yes 1	c.208 s.42	DIVORCE, PROCURE FRAUDULENT c. 208 s.42			Misd.		6 months				
Yes 1	c.208 s.43	DIVORCES, ADVERTISE PROCURING c. 208 s. 43			Misd.		6 months				
Yes 2	c.208 s.44	DIVORCE, ISSUE UNLAWFUL CERTIFICATE OF c. 208 s. 44									
Yes 4	c.209A s.3B	ABUSE/PREVENTION ORDER, VIOLATE c. 209A s.3B			Misd.		2 1/2 years				
Yes 3	c.209A s.3C	Firearm Surrender Order, VIOLATE c. 209A s.3C			Misd.		2 1/2 years				
Yes 4	c.209A s.7	ABUSE/PREVENTION ORDER, VIOLATE c. 209A s.7			Misd.		2 1/2 years				
Yes 4	c.209A s.7	ABUSE/PREVENTION ORDER, VIOLATE RETALIATION FOR NON-SUPPORT c. 209A s.7			Misd.		60 days	2 1/2 years			
Yes 2	c.210 s.1A	ADOPTION, PROFIT FROM PLACING CHILD FOR c. 210 s.1A			Felony		2 1/2 years	5 years			

Grid Level	Offense Seriousness Notes	Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 1	c. 221 s. 41	LAW UNAUTHORIZED PRACTICE OF c. 221 s. 41			Misd.			6 months			
Yes 2	c. 221 s. 41	LAW UNAUTHORIZED PRACTICE OF; SUBSQ. OFF c. 221 s. 41 DEFIT POOLING PLAN BY NON-ATTORNEY c. 221 s. 46C			Misd.			1 year			
Yes 1	Note A c. 221 s. 46C	CONTEMPT IN SUPPLEMENTARY PROCESS c. 224 s. 18			Misd.			6 months			
Yes 2	c. 224 s. 18	FRAUD IN SUPPLEMENTARY PROCESS c. 224 s. 19			Misd.			30 days			
Yes 1	Note A c. 233 s. 5	WITNESS FAIL TO APPEAR IN CRIMINAL CASE c. 233 s. 5			Misd.			1 year			
Yes 1	Note A c. 233 s. 13A	WITNESS FAIL TO TESTIFY IN OTHER STATE c. 233 s. 13A			Misd.			1 month			
Yes 2	c. 233 s. 20H	WITNESS FAIL TO TESTIFY, IMMUNIZED ID c. 233 s. 20H			Misd.			1 month			
Yes 2	c. 234 s. 37	JURY LIST, IMPROPERLY ADD NAME TO c. 234 s. 37			Misd.			1 year			
Yes 2	c. 234 s. 38	JURY LIST, SOLICIT ADDING NAME TO c. 234 s. 38			Misd.			1 year			
Yes 2	c. 234A s. 71	JUROR PROCESSING, FRAUD IN c. 234A s. 71			Misd.			2 years			
Yes 2	c. 241 s. 33	LAND PARTITION PROCEEDS, IMPROP RECEIVE c. 241 s. 33			Misd.			1 year			
Yes 1	Note A c. 246 s. 20	TRUSTEE PROCESS, EVADE c. 246 s. 20			Misd.			3 months			
Yes 1	c. 255 s. 13K	VOCATIONAL SCHOOL CONTRACT, IMPROP c. 255 s. 13K			Misd.			6 months			
Yes 1	c. 255B s. 2	MOTOR VEH INSTALLMENT SALES VIOLATION c. 255B s. 2 through 25			Misd.			6 months			
Yes 1	c. 255C s. 2 through 23	c. 255C s. 9 INSURANCE FINANCE AGENCY VIOLATION c. 255C s. 2 through 23			Misd.			6 months			
Yes 1	c. 255D s. 2 through 32	c. 255D s. 30 INSTALLMENT SALES VIOLATION c. 255D s. 2 through 32			Misd.			6 months			
Yes 1	c. 255E s. 2, c. 255E s. 10	MORTGAGE BROKER OR LENDER LICENSE REQUIREMENT VIOLATION c. 255E s. 2			Misd.			6 months			
Yes 1	c. 258C s. 12	VICTIM COMPEN CLAIM, FALSE STATEMENT IN c. 258C s. 12			Misd.			6 months			
Yes 2	c. 263 s. 1	ARREST, REFUSE DISCLOSE REASON FOR c. 263 s. 1			Misd.			1 year			
Yes 2	c. 263 s. 2	ARREST ON FALE/NONEXISTENT PROCESS c. 263 s. 2			Misd.			1 year			
Yes 8	c. 264 s. 2	TREASON c. 264 s. 2			Felony					Life	
Yes 5	Note A c. 264 s. 3	MISPRISON OF TREASON c. 264 s. 3			Felony			2 years		5 years	
Yes 2	c. 264 s. 5	FLAG, MISUSE c. 264 s. 5			Misd.			1 year			
Yes 1	Note A c. 264 s. 10A	MILITARY UNIFORM, FUNDRAISING IN c. 264 s. 10A			Misd.			3 months			
Yes 3	c. 264 s. 11	ROTI, INCITE c. 264 s. 11			Felony			2 1/2 years		3 years	
Yes 1	c. 264 s. 19	SUBVERSIVE ORGANIZATION, MEMBERSHIP IN c. 264 s. 19			Felony			2 1/2 years		3 years	
Yes 1	c. 264 s. 21	SUBVERSIVE ORGANIZATION RECORDS, DESTROY c. 264 s. 21			Felony			2 1/2 years		3 years	
Yes 1	c. 264 s. 22	SUBVERSIVE ORGANIZATION USE HALL, ALLOW c. 264 s. 22			Misd.			1 year			

[January]

Offense Seriousness Grid Level	Offense Reference Notes	Offense Penalty Reference Offense	Offense Penalty Reference Offense	Punishment Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 1 c. 264 s. 23	c. 264 s. 23	SUBVERSIVE ORGANIZATION, CONTRIBUTE TO c. 264 s. 23		Felony			2 1/2 years	3 years		
No 9 Note D c. 265 s. 1	c. 265 s. 2	MURDER c. 265 s. 1		Felony		Life		Life		
No 9 Note D c. 265 s. 3	c. 265 s. 2	DEATH WITHIN STATE c. 265 s. 3		Felony		Life		Life		
Yes 3 c. 265 s. 9		FLIGHT BY ARRANGEMENT, ADD/PROMOTE c. 265 s. 9		Felony			10 years			
Yes 3 c. 265 s. 10		FLIGHT BY ARRANGEMENT, OUT-OF-STATE c. 265 s. 10		Felony			2 1/2 years	5 years		
Yes 3 c. 265 s. 11		FLIGHT BY ARRANGEMENT, BOXING MATCH UNLAWFUL c. 265 s. 11		Felony				5 years		
Yes 1 Note A c. 265 s. 12				Misd.			3 months			
Yes 7 Note G c. 265 s. 13		MANSLAUGHTER c. 265 s. 13		Felony	Involuntary		2 1/2 years	20 years		
Yes 8 Note A' c. 265 s. 13		MANSLAUGHTER c. 265 s. 13		Felony	Voluntary		2 1/2 years	20 years		
Yes 8 c. 265 s. 13		MANSLAUGHTER INVOLVING EXPLOSIVES c. 265 s. 13		Felony				Life		
Yes 2 Note A c. 265 s. 13A		ASSAULT c. 265 s. 13A		Misd.			2 1/2 years			
Yes 4 Note A c. 265 s. 13A		ARB c. 265 s. 13A		Misd.	No/Minor Injury		2 1/2 years			
Yes 4 Note A c. 265 s. 13A		ARB c. 265 s. 13A		Misd.	Significant/ Moderate Injury		2 1/2 years			
Yes 4 Note A c. 265 s. 13A		ARB c. 265 s. 13A		Misd.	Domestic Abuse		2 1/2 years			
Yes 6 c. 265 s. 13B		INDECENT A&B ON CHILD UNDER 14, SUBSQ. OFF. c. 265 s. 13B		Felony			2 1/2 years	10 years		
Yes 6 c. 265 s. 13B		INDECENT A&B ON CHILD UNDER 14, SUBSQ. OFF. c. 265 s. 13B		Felony				Life		
Yes 4 c. 265 s. 13C		A&B TO COLLECT LOAN c. 265 s. 13C		Felony			2 1/2 years	3 years	5 years	
Yes 5 Note B c. 265 s. 13C		A&B TO COLLECT LOAN, SUBSQ. OFF. c. 265 s. 13C		Felony			5 years	10 years		
Yes 3 c. 265 s. 13D		ARB ON PUBLIC EMPLOYEE c. 265 s. 13D		Misd.		90 days	2 1/2 years			
Yes 4 c. 265 s. 13D%		FIREFIGHTER, INJURED c. 265 s. 13D%		Felony			2 1/2 years	10 years		
Yes 4 c. 265 s. 13E		A&B ON RETARDED PERSON c. 265 s. 13E		Felony			2 1/2 years	5 years		
Yes 5 c. 265 s. 13F		A&B ON RETARDED PERSON, SUBSQ. OFF. c. 265 s. 13F		Felony				10 years		
Yes 6 c. 265 s. 13F		INDECENT A&B ON RETARDED PERSON c. 265 s. 13F		Felony			5 years	10 years		
Yes 7 Note A c. 265 s. 13F		INDECENT A&B ON RETARDED PERSON, SUBSQ. OFF. c. 265 s. 13F		Felony			10 years	10 years		
Yes 4 c. 265 s. 13G		FELONY FOR HIRE c. 265 s. 13G		Felony				5 years		
Yes 4 c. 265 s. 13H		INDECENT A&B ON PERSON 14 OR OVER c. 265 s. 13H		Felony			2 1/2 years	5 years		
Yes 3 c. 265 s. 13I		A&B/ASSAULT ON AMBULANCE PERSONNEL c. 265 s. 13I		Misd.		90 days	2 1/2 years			
Yes 3 Note A c. 265 s. 13J		CHILD, PERMIT INJURY TO c. 265 s. 13J		Misd.			2 1/2 years			
Yes 5 Note A c. 265 s. 13J		CHILD, PERMIT SUBSTANTIAL INJURY TO c. 265 s. 13J		Felony			2 1/2 years	5 years		
Yes 5 Note A c. 265 s. 13J		A&B ON CHILD WITH INJURY c. 265 s. 13J		Felony			2 1/2 years	5 years		
Yes 7 Note A c. 265 s. 13J		A&B ON CHILD WITH SUBSTANTIAL INJURY c. 265 s. 13J		Felony			2 1/2 years	15 years		

2005]

HOUSE — No. 682

53

Grid Level	Seriousness	Offense	Offense	Offense	Penalty	Staircase	Mand.	Min	Max	H/C	Prison	Max
		Notes	Offense	Reference	Offense	Type	Factor	Time	H/C		Prison	Prison
Yes 5	c. 265 s. 13K(b)	A&B ON ELDER (60+); DISABLED PERSON; BODILY INJURY c. 265 s. 13K(b)			Felony				2 1/2 years		5 years	
Yes 6	c. 265 s. 13K(c)	A&B ON ELDER (60+); DISABLED PERSON; SERIOUS BODILY INJURY c. 265 s. 13K(c)			Felony				2 1/2 years		10 years	
Yes 5	c. 265 s. 13K(d)	CARETAKER; PERMITS A&B ON ELDER/DISABLED PERSON; BODILY INJURY c. 265 s. 13K(d)			Felony				2 1/2 years		5 years	
Yes 6	c. 265 s. 13K(e)	CARETAKER; PERMITS A&B ON ELDER/DISABLED PERSON; SERIOUS BODILY INJURY c. 265 s. 13K(e)			Felony				2 1/2 years		10 years	
Yes 7	c. 265 s. 14	MAYHEM c. 265 s. 14			Felony				2 1/2 years		20 years	
Yes 7	c. 265 s. 15	ASSAULT TO MURDER OR MAIM c. 265 s. 15			Felony				2 1/2 years		10 years	
Yes 6	Note G c. 265 s. 15A(a)	A&B WITH DANGEROUS WEAPON +60; SUBSQ.OFF c. 265 s. 15A(a)			Felony	No / Minor Injury	2 years		2 1/2 years		10 years	
Yes 7	Note G c. 265 s. 15A(a)	A&B WITH DANGEROUS WEAPON +60; SUBSQ.OFF c. 265 s. 15A(a)			Felony	Moderate Injury	2 years		2 1/2 years		10 years	
Yes 8	Note G c. 265 s. 15A(a)	A&B WITH DANGEROUS WEAPON +60; SUBSQ.OFF c. 265 s. 15A(a)			Felony	Significant Injury	2 years		2 1/2 years		10 years	
Yes 5	Note G c. 265 s. 15A(a)	A&B WITH DANGEROUS WEAPON +60; c. 265 s. 15A(a)			Felony	No/Minor Injury	2 years		2 1/2 years		10 years	
Yes 6	Note G c. 265 s. 15A(a)	A&B WITH DANGEROUS WEAPON +60; c. 265 s. 15A(a)			Felony	Moderate Injury	2 years		2 1/2 years		10 years	
Yes 7	Note A' c. 265 s. 15A(a)	A&B WITH DANGEROUS WEAPON +60; c. 265 s. 15A(a)			Felony	Significant Injury	2 1/2 years		2 1/2 years		10 years	
Yes 4	Note G c. 265 s. 15A(b)	A&B WITH DANGEROUS WEAPON c. 265 s. 15A(b)			Felony	No/Minor Injury			2 1/2 years		10 years	
Yes 5	Note G c. 265 s. 15A(b)	A&B WITH DANGEROUS WEAPON c. 265 s. 15A(b)			Felony	Moderate Injury			2 1/2 years		10 years	
Yes 6	Note A' c. 265 s. 15A(b)	A&B WITH DANGEROUS WEAPON c. 265 s. 15A(b)			Felony	Significant Injury			2 1/2 years		10 years	
Yes G												
Yes 3	c. 265 s. 15B(a)	ASSAULT WD/DANGEROUS WEAPON +60; c. 265 s. 15B(a)			Felony				2 1/2 years		5 years	
Yes 4	c. 265 s. 15B(a)	ASSAULT WD/DANGEROUS WEAPON +60; SUBSQ.OFF c. 265 s. 15B(a)			Felony				2 1/2 years		5 years	
Yes 3	c. 265 s. 15B(b)	ASSAULT WD/DANGEROUS WEAPON c. 265 s. 15B(b)			Felony				2 1/2 years		5 years	
Yes 7	c. 265 s. 16	MURDER ATTEMPTED c. 265 s. 16			Felony				2 1/2 years		20 years	
Yes 6	Note G c. 265 s. 17	ROBBERY, ARMED & MASKED c. 265 s. 17			Felony	No Display of Gun			2 1/2 years		Life	
Yes 6	Note G c. 265 s. 17	ROBBERY, ARMED & MASKED c. 265 s. 17			Felony	No Display of Gun			2 1/2 years		5 years	
Yes 7	Note G c. 265 s. 17	ROBBERY, ARMED c. 265 s. 17			Felony	Display of Gun			2 1/2 years		Life	
Yes 7	Note G c. 265 s. 17	ROBBERY, ARMED & MASKED c. 265 s. 17			Felony	Display of Gun			2 1/2 years		5 years	
Yes 7	Note B' c. 265 s. 17	ROBBERY, ARMED & MASKED, SUBSQ. OFF. c. 265 s. 17			Felony	No display of Gun			10 years		Life	
Yes 8	Note G c. 265 s. 17	ROBBERY, ARMED & MASKED, SUBSQ. OFF. c. 265 s. 17			Felony	Display of Gun			10 years		Life	
Yes 7	c. 265 s. 17	ROBBERY, ARMED, FIREARM c. 265 s. 17			Felony				5 years		5 years	
Yes 7	c. 265 s. 17	ROBBERY, ARMED, FIREARM & MASKED c. 265 s. 17			Felony				5 years		5 years	
Yes 8	Note B c. 265 s. 17	ROBBERY, ARMED, FIREARM, SUBSQ. c. 265 s. 17			Felony				15 years		15 years	
Yes 8	Note B c. 265 s. 17	ROBBERY, ARMED, FIREARM & MASKED, SUBSQ. c. 265 s. 17			Felony				15 years		15 years	

Offense Seriousness	Offense Level	Offense Notes	Offense		Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
			Offense Reference	Penalty Reference							
Yes 6	c. 265 s. 18(a)		ASSAULT TO ROB +60 ARMED c. 265 s. 18(a)		Felony						20 years
Yes 7	c. 265 s. 18(a)	Note B	ASSAULT TO ROB +60 ARMED SUBSQ. OFF. c. 265 s. 18(a)		Felony						2 years
Yes 7	c. 265 s. 18(a)	Note A/ Note B	ASSAULT TO ROB +60 ARMED FIREARM c. 265 s. 18(a)		Felony						10 years
Yes 8	c. 265 s. 18(a)		ASSAULT TO ROB +60 ARMED FIREARM, SUBSQ. OFF. c. 265 s. 18(a)		Felony						20 years
Yes 7	c. 265 s. 18(a)		ASSAULT TO MURDER +60 ARMED c. 265 s. 18(a)		Felony						20 years
Yes 8	Note A c. 265 s. 18(a)		ASSAULT TO MURDER +60 ARMED SUBSQ. OFF. c. 265 s. 18(a)		Felony						2 years
Yes 8	Note A c. 265 s. 18(a)		ASSAULT TO MURDER +60 ARMED FIREARM c. 265 s. 18(a)		Felony						10 years
Yes 8	Note A/ Note B/ Note H	c. 265 s. 18(a)	ASSAULT TO MURDER +60 ARMED FIREARM, SUBSQ. OFF. c. 265 s. 18(a)		Felon						20 years
Yes 6	c. 265 s. 18(b)		ASSAULT TO ROB ARMED c. 265 s. 18(b)		Felony						20 years
Yes 7	c. 265 s. 18(b)		ASSAULT TO ROB ARMED FIREARM c. 265 s. 18(b)		Felony						5 Years
Yes 7	c. 265 s. 18(b)		ASSAULT TO MURDER ARMED c. 265 s. 18(b)		Felony						20 years
Yes 8	Note A c. 265 s. 18(b)		ASSAULT TO MURDER ARMED FIREARM c. 265 s. 18(b)		Felony						5 Years
Yes 8	c. 265 s. 18(b)		ASSAULT IN DWELLING ARMED c. 265 s. 18A		Felony						10 years
Yes 8	Note H c. 265 s. 18A		ASSAULT IN DWELLING ARMED FIREARM c. 265 s. 18A		Felony						10 years
No 5	Note D c. 265 s. 18B		FIREARM IN FELONY POSSESS c. 265 s. 18B		Felony						5 years
No 8	Note D c. 265 s. 18B		FIREARM IN FELONY POSSESS SUBSQ. OFF. c. 265 s. 18B		Felony						20 years
No 7	Note D c. 265 s. 18B		FIREARM IN FELONY POSSESS LGE CAPACITY c. 265 s. 18B		Felony						10 years
No 8	Note D c. 265 s. 18B		FIREARM IN FELONY POSSESS LGE CAPACITY, SUBSQ. OFF. c. 265 s. 18B		Felony						25 years
Yes 8	Note B c. 265 s. 18C		HOME INVASION c. 265 s. 18B 47 Mass. App. Ct. 616 (1999)		Felony						25 years
Yes 8	Note B/ Note H	c. 265 s. 18C	HOME INVASION, SUBSQ. OFF. c. 265 s. 18C		Felony						20 years
Yes 8	Note A/ Note B/ Note H	c. 265 s. 18C	HOME INVASION ARMED FIREARM c. 265 s. 18C		Felony						20 years
Yes 8	Note A/ Note B/ Note H	c. 265 s. 18C	HOME INVASION ARMED FIREARM SUBSQ. OFF. c. 265 s. 18C		Felony						20 years
Yes 6	c. 265 s. 19(a)		ROBBERY +60 UNARMED c. 265 s. 19(a)		Felony						Life
Yes 7	c. 265 s. 19(a)		ROBBERY +60 UNARMED SUBSQ. OFF. c. 265 s. 19(a)		Felony						2 years
Yes 5	c. 265 s. 19(b)		ROBBERY UNARMED c. 265 s. 19(b)		Felony						Life
Yes 4	c. 265 s. 20		ASSAULT TO ROB UNARMED c. 265 s. 20		Felony						10 years

2005]

HOUSE — No. 682

55

Offense Seriousness Grid Level	Offense Offense Reference	Offense Penalty Reference	Offense Reference	Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 7	c. 265 s. 21	CONFINE OR PUT IN FEAR TO STEAL/OR ATTEMPT c. 265 s. 21			Felony					Life	
Yes 6	c. 265 s. 21A	CARJACKING c. 265 s. 21A			Felony					15 years	
Yes 8	c. 265 s. 21A	CARJACKING, ARMED FIREARM c. 265 s. 21A			Felony					20 years	
Yes 8	Note A c. 265 s. 21A	CARJACKING, ARMED FIREARM c. 265 s. 21A			Felony					5 years	
Yes 8	c. 265 s. 22(a)	RAPE, AGGRAVATED c. 265 s. 22(a)			Felony					Life	
Yes 8	Note H c. 265 s. 22(a)	RAPE, AGGRAVATED, SUBSQ. OFF. c. 265 s. 22(a)			Felony					Life	
Yes 8	Note H c. 265 s. 22(a)	RAPE, AGGRAVATED, ARMED FIREARM c. 265 s. 22(a)			Felony					10 years	
Yes 8	Note B c. 265 s. 22(a)	RAPE, AGGRAVATED, ARMED, FIREARM SUBSQ. OFF. c. 265 s. 22(a)			Felony					15 years	
Yes 7	c. 265 s. 22(b)	RAPE c. 265 s. 22(b)			Felony					20 years	
Yes 8	c. 265 s. 22(b)	RAPE, SUBSQ. OFF. c. 265 s. 22(b)			Felony					Life	
Yes 8	Note A c. 265 s. 22(b)	RAPE, ARMED, FIREARM c. 265 s. 22(b)			Felony					10 years	20 years
Yes 8	Note B c. 265 s. 22(b)	RAPE, ARMED, FIREARM SUBSQ. OFF. c. 265 s. 22(b)			Felony					15 years	Life
Yes 8	Note H	c. 265 s. 22A	RAPE OF CHILD WITH FORCE c. 265 s. 22A		Felony					Life	
Yes 8	Note H c. 265 s. 22A	RAPE OF CHILD WITH FORCE, SUBSQ. OFF. c. 265 s. 22A			Felony					5 years	Life
Yes 8	Note H c. 265 s. 22A	RAPE OF CHILD WITH FORCE, ARMED FIREARM c. 265 s. 22A			Felony					10 years	Life
Yes 8	Note B c. 265 s. 22A	RAPE OF CHILD WITH FORCE, ARMED, FIREARM SUBSQ. OFF. c. 265 s. 22A			Felony					20 years	Life
Yes 6	c. 265 s. 23	RAPE OF CHILD, STATUTORY c. 265 s. 23			Felony					2 1/2 years	Life
Yes 7	c. 265 s. 23	RAPE OF CHILD, STATUTORY, SUBSQ. OFF. c. 265 s. 23			Felony					5 years	Life
Yes 6	c. 265 s. 24	ASSAULT TO RAPE c. 265 s. 24			Felony					2 1/2 years	20 years
Yes 7	c. 265 s. 24	ASSAULT TO RAPE, SUBSQ. OFF. c. 265 s. 24			Felony					5 years	Life
Yes 7	c. 265 s. 24	ASSAULT TO RAPE, ARMED, FIREARM c. 265 s. 24			Felony					20 years	Life
Yes 8	Note B c. 265 s. 24	ASSAULT TO RAPE, ARMED, FIREARM, SUBSQ. OFF. c. 265 s. 24			Felony					20 years	Life
Yes 7	c. 265 s. 24B	ASSAULT TO RAPE CHILD c. 265 s. 24B			Felony					5 years	Life
Yes 8	c. 265 s. 24B	ASSAULT TO RAPE CHILD, SUBSQ. OFF. c. 265 s. 24B			Felony					10 years	Life
Yes 8	Note B c. 265 s. 24B	ASSAULT TO RAPE CHILD, ARMED, FIREARM, SUBSQ. OFF. c. 265 s. 24B			Felony					15 years	Life
Yes 6	Note H	c. 265 s. 25	EXTORTION OR ATTEMPTS c. 265 s. 25		Felony					2 1/2 years	15 years
Yes 4	c. 265 s. 25	KIDNAPPING c. 265 s. 26			Felony					2 years	10 years

[January]

Offense Seriousness	Offense Level Notes	Offense Reference	Penalty Offense Reference	Offense	Punishment	Staircase Factor	Mandatory Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 8	c. 265 s. 26		KIDNAPPING FOR EXTORTION c. 265 s. 26		Felony						Life
Yes 7	Note A c. 265 s. 26		KIDNAPPING, ARMED FIREARM c. 265 s. 26		Felony			2 1/2 years	10 years		10 years
Yes 8	Note B c. 265 s. 26		KIDNAPPING FOR EXTORTION, ARMED FIREARM c. 265 s. 26		Felony					20 years	Life
Yes 8	Note B c. 265 s. 26		KIDNAPPING WITH SERIOUS BODILY INJURY, ARMED c. 265 s. 26		Felony					25 years	
Yes 8	Note B c. 265 s. 26		KIDNAPPING WITH SEXUAL ASSAULT, ARMED c. 265 s. 26		Felony					25 years	
Yes 3	Note A c. 265 s. 26A		KIDNAPPING INCOMPETENT OR CHILD BY RELATIVE c. 265 s. 26A		Misd.			1 year			5 years
Yes 4	c. 265 s. 26A		KIDNAPPING & ENDANGER INCOMPETENT OR CHILD BY RELATIVE c. 265 s. 26A		Felony						
Yes 7	c. 265 s. 26B		DRUG TO CONFINE c. 265 s. 26B		Felony					10 years	Life
Yes 8	c. 265 s. 26B		DRUG TO CONFINE & EXTORT c. 265 s. 26B		Felony					15 Years	Life
Yes 7	c. 265 s. 28		Poisoning, ATTEMPTED c. 265 s. 28		Felony						Life
Yes 4	c. 265 s. 29		ASSAULT TO COMMIT FELONY c. 265 s. 29		Felony					2 1/2 years	10 years
Yes 2	c. 265 s. 30		COMMON CARRIER'S GROSS NEGLIGENCE c. 265 s. 30		Misd.					2 1/2 years	
Yes 1	Note A c. 265 s. 32		Glass, THROW ON BEACH OR PUBLIC WAY c. 265 s. 32		Misd.			1 month			
Yes 1	c. 265 s. 34		TATTOOING c. 265 s. 34		Misd.			1 year			
Yes 3	Note A c. 265 s. 35		PUBLIC WAY, THROW OBJECT ON c. 265 s. 35		Misd.			1 year			
Yes 3	Note A c. 265 s. 36		SPORTING EVENT, THROW OBJECT AT c. 265 s. 36		Misd.			1 year			
Yes 3	Note A c. 265 s. 37		CIVIL RIGHTS VIOLATION OR ATTEMPT c. 265 s. 37		Misd.			1 year			
Yes 6	c. 265 s. 37		CIVIL RIGHTS VIOLATION WITH BODILY INJURY OR ATTEMPT c. 265 s. 37		Felony						
Yes 3	c. 265 s. 38		NURSING HOME PATIENT, ABUSE c. 265 s. 38		Misd.			2 years			
Yes 3	c. 265 s. 39(a)		A&B OR PROPERTY DAMAGE TO INTIMIDATE FOR RACE/RELIGION c. 265 s. 39(a)		Misd.					2 1/2 years	
Yes 5	c. 265 s. 39(b)		A&B OR PROPERTY DAMAGE TO INTIMIDATE FOR RACE/RELIGION, BODILY INJURY c. 265 s. 39(b)		Felony						
Yes 6	c. 265 s. 39(b)		A&B OR PROPERTY DAMAGE TO INTIMIDATE FOR RACE/RELIGION, BODILY INJURY, ARMED c. 265 s. 39(b)		Felony					2 1/2 years	10 years
Yes 3	c. 265 s. 40		PHYSICAL EXERCISE PROGRAM, INJURY IN c. 265 s. 40		Misd.					2 1/2 years	
Yes 1	Note A c. 265 s. 42		RADIO ON PUBLIC CONVEYANCE c. 265 s. 42		Misd.			1 month			
Yes 4	c. 265 s. 43(a)		STALKING c. 265 s. 43(a)		Felony					2 1/2 years	5 years
Yes 6	Note A/c. 265 s. 43(b)		STALKING IN VIOL. OF RESTRAINING ORDER c. 265 s. 43(b)		Felony			1 year		2 1/2 years	5 years
Note E											
Yes 5	Note E c. 265 s. 43(c)		STALKING, SUBSQ. OFF. c. 265 s. 43(c)		Felony			2 years		2 1/2 years	2 years
Yes 5	c. 265 s. 44		ASSAULT & BATTERY ON CHILD, COERCIVE CONSPIRACY c. 265 s. 44		Felony					2 1/2 years	3 years
Yes 5	Note B c. 265 s. 44		ASSAULT & BATTERY ON CHILD, COERCIVE CONSPIRACY, SUBSQ. OFF. c. 265 s. 44		Felony					5 years	10 years
Yes 7	c. 266 s. 1		ARSON OF DWELLING HOUSE c. 266 s. 1		Felony					2 1/2 years	20 years

2005]

HOUSE — No. 682

57

Grid Level	Offense Seriousness	Offense	Offense	Penalty	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
	Notes	Reference	Reference	Offense	Type					
Yes 4	c. 266 s. 2	BURN BUILDING/CONTENTS c. 266 s. 2		Felony		2 1/2 years			10 years	
Yes 3	c. 266 s. 5	BURN BOAT/MOTOR VEHICLE/PERSONALITY c. 266 s. 5		Felony		1 year			3 years	
Yes 4	c. 266 s. 5A	ATTEMPTED ARSON OF DWELLING/HOUSE (AS ENUMERATED IN c. 266 s. 1)c. 266 s. 5A		Felony		2 1/2 years			10 years	
Yes 4	c. 266 s. 5A	ATTEMPT TO BURN PUBLIC BUILDING (AS ENUMERATED IN c. 266 s. 2)c. 266 s. 5A		Felony		2 1/2 years			10 years	
Yes 3	c. 266 s. 5A	ATTEMPT TO BURN BOAT/MOTOR VEHICLE/PERSONALITY (AS ENUMERATED IN c. 266 s. 5)c. 266 s. 5A		Felony		2 1/2 years			10 years	
Yes 2	c. 266 s. 7	BURN WOODS c. 266 s. 7		Misd.		2 years			2 years	
Yes 2	c. 266 s. 8	FIRE ON LAND, SET c. 266 s. 8		Misd.		2 years			2 years	
Yes 1	Note A c. 266 s. 9	FIRE ON LAND, FAIL EXTINGUISH/CONTROL c. 266 s. 9		Misd.		1 month			5 years	
Yes 4	c. 266 s. 10	BURN BUILDING/PERSONALITY/TO DEFRAUD INSURER OR ATTEMPT TO DO SO c. 266 s. 10		Felony		2 1/2 years			5 years	
Yes 2	c. 266 s. 11	FIRE ALARM, DISABE Lc. 266 s. 11		Misd.		2 years			2 years	
Yes 4	c. 266 s. 12	FIREFIGHTING, OBSTRUCT c. 266 s. 12		Felony		2 1/2 years			7 years	
Yes 2	c. 266 s. 13	FIREFIGHTING APPARATUS, INDURE c. 266 s. 13		Misd.		2 years			2 years	
Yes 2	c. 266 s. 13A	FIRE, HOTEL MANAGER FAIL RESPOND TO c. 266 s. 13A		Misd.		2 1/2 years			2 1/2 years	
Yes 8	c. 266 s. 14	BURGLARY; ARMED ASSAULT ON OCCUPANTS c. 266 s. 14		Felony		10 years			Life	
Yes 8	Note H c. 266 s. 14	BURGLARY; ARMED ASSAULT ON OCCUPANTS, SUBSQ. OFF. c. 266 s. 14		Felony		10 years			Life	
Yes 8	Note B/c. 266 s. 14	BURGLARY; ARMED FIREARM c. 266 s. 14		Felony		15 years			Life	
Note H										
Yes 8	Note B/c. 266 s. 14	BURGLARY; ARMED FIREARM, SUBSQ. OFF. c. 266 s. 14		Felony		20 years			Life	
	Note H									
Yes 5	c. 266 s. 15	BURGLARY, UNARMED c. 266 s. 15		Felony					20 years	
Yes 6	c. 266 s. 15	BURGLARY, UNARMED SUBSQ. OFF. c. 266 s. 15		Felony					5 years	
Yes 3	Note G c. 266 s. 16	B&E NIGHTTIME FOR FELONY/B&E, OR ATTEMPT, DEPOSITORY c. 266 s. 16		Felony		2 1/2 years			5 years	
Yes 5	Note G c. 266 s. 16	B&E NIGHTTIME FOR FELONY/B&E, OR ATTEMPT, DEPOSITORY c. 266 s. 16A		Felony		Non-Dwelling			20 years	
Yes 2	Note A c. 266 s. 16A	B&E FOR MISDEMEANOR c. 266 s. 16A		Misd.		6 months			20 years	
Yes 3	Note G c. 266 s. 17	B&E DAYTIME OR ENTER AT NIGHT, FOR FELONY, PERSON IN FEAR c. 266 s. 17		Felony		Non-Dwelling			10 years	
Yes 5	Note G c. 266 s. 17	B&E DAYTIME OR ENTER AT NIGHT, FOR FELONY, PERSON IN FEAR c. 266 s. 17		Felony		Dwelling			10 years	
Yes 5	Note G c. 266 s. 17	B&E DAYTIME OR ENTER AT NIGHT, FOR FELONY, ARMED PERSON IN FEAR c. 266 s. 17		Felony		Non-Dwelling			10 years	
Yes 6	Note G c. 266 s. 17	B&E DAYTIME OR ENTER AT NIGHT, FOR FELONY, ARMED, PERSON IN FEAR c. 266 s. 17		Felony		Dwelling			10 years	
Yes 3	Note G c. 266 s. 18	B&E DAYTIME, FOR FELONY c. 266 s. 18		Felony		Non-Dwelling			10 years	
Yes 5	Note G c. 266 s. 18	B&E DAYTIME, FOR FELONY c. 266 s. 18		Felony		Dwelling			10 years	
Yes 5	Note G c. 266 s. 18	B&E DAYTIME, ARMED FIREARM, FOR FELONY c. 266 s. 18		Felony		Non-Dwelling			10 years	
Yes 6	Note G c. 266 s. 18	B&E DAYTIME, ARMED FIREARM, FOR FELONY c. 266 s. 18		Felony		Dwelling			10 years	

[January]

Offense Seriousness	Offense Level Notes	Offense Reference	Penalty Reference	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Prison	Max Prison
Yes 4	c. 266 s. 18			ENTER DWELLING AT NIGHT FOR FELONY c. 266 s. 18	Felony		2 years		10 years		
Yes 6	c. 266 s. 18			ENTER DWELLING AT NIGHT, ARMED, FIREARM, FOR FELONY c. 266 s. 18	Felony		2 1/2 years	5 years	10 years		
Yes 4	c. 266 s. 18A			ENTER W/LARCENY OR W/FELONY BY FALSE PRETENSES c. 266 s. 18A	Felony		2 years		10 years		
Yes 3	c. 266 s. 19			RAILROAD CAR, BAE, OR ENTER AT NIGHT, FOR FELONY c. 266 s. 19	Felony		2 years		10 years		
Yes 3	Note G c. 266 s. 20			BOAT, BUILDING, RAILROAD CAR, LARCENY FROM c. 266 s. 20	Felony	Under \$10,000	2 years		5 years		
Yes 4	Note G c. 266 s. 20			BOAT, BUILDING, RAILROAD CAR, LARCENY FROM c. 266 s. 20	Felony	\$10,000 to \$50,000	2 years		5 years		
Yes 5	Note A/ ¹ c. 266 s. 20			BOAT, BUILDING, RAILROAD CAR, LARCENY FROM c. 266 s. 20	Felony	\$50,000 and over	2 years		5 years		
	Note G										
Yes 3	c. 266 s. 20A			TRUCK, BAE OR ENTER, FOR FELONY c. 266 s. 20A	Felony		2 years		10 years		
Yes 3	Note G c. 266 s. 20B			TRUCK, LARCENY FROM c. 266 s. 20B	Felony	Under \$10,000	2 years		5 years		
Yes 4	Note G c. 266 s. 20B			TRUCK, LARCENY FROM c. 266 s. 20B	Felony	\$10,000 to \$50,000	2 years		5 years		
Yes 5	Note A/ ¹ c. 266 s. 20B			TRUCK, LARCENY FROM c. 266 s. 20B	Felony	\$50,000 and over	2 years		5 years		
	Note G										
Yes 2	c. 266 s. 21			STOLEN PROPERTY, REFUSE RETURN c. 266 s. 21	Felony		2 years		5 years		
Yes 2	c. 266 s. 22			POULTRY, BAE OR ENTER TO STEAL c. 266 s. 22	Felony		2 years		5 years		
Yes 3	Note G c. 266 s. 23	c. 266 s. 24		FIRE, LARCENY AT c. 266 s. 23	Felony	Under \$10,000	2 years		5 years		
Yes 4	Note G c. 266 s. 23	c. 266 s. 24		FIRE, LARCENY AT c. 266 s. 23	Felony	\$10,000 to \$50,000	2 years		5 years		
Yes 5	Note A/ ¹ c. 266 s. 23	c. 266 s. 24		FIRE, LARCENY AT c. 266 s. 23	Felony	\$50,000 and over	2 years		5 years		
	Note G										
Yes 4	c. 266 s. 25			LARCENY FROM PERSON c. 266 s. 25	Felony		2 1/2 years		5 years		
Yes 4	c. 266 s. 25			LARCENY FROM PERSON c. 465 c. 266 s. 25	Felony		2 1/2 years		5 years		
Yes 5	Note A c. 266 s. 25			LARCENY FROM PERSON c. 465, SUBSQ. OFF. c. 266 s. 25	Felony		2 years		5 years		
Yes 1	c. 266 s. 27			TOOLS, LARCENY OF CONSTRUCTION, SUBSQ. OFF. c. 266 s. 27	Misd.		6 months				
Yes 2	Note A c. 266 s. 27			MOTOR VEH TO DERAIL, REMOVE c. 266 s. 27	Felony		6 months		5 years		
Yes 3	c. 266 s. 27A			MOTOR VEH TO DERAIL, REMOVE SUBSQ. OFF. c. 266 s. 27A	Felony		1 year		2 1/2 years		
Yes 4	Note E c. 266 s. 27A			MOTOR VEH, LARCENY OF/MALICIOUS DAMAGE/RECEIVE STOLEN/TAKE AND STEAL	Felony		1 year		2 1/2 years		
Yes 3	c. 266 s. 28(a)			PARTS c. 266 s. 28(a)					15 years		
Yes 4	Note E c. 266 s. 28(a)			MOTOR VEH, LARCENY OF/MALICIOUS DAMAGE/RECEIVE STOLEN/TAKE AND STEAL PARTS, SUBSQ. OFF. c. 266 s. 28(a)	Felony	1 year			2 1/2 years		
Yes 3	c. 266 s. 28(b)			MOTOR VEH THIEF, CONCEAL, c. 266 s. 28(b)	Felony				2 1/2 years		
Yes 2	c. 266 s. 30			LARCENY UNDER \$250 BY SINGLE SCHEME c. 266 s. 30	Misd.		1 year		10 years		

Grid Level	Offense Seriousness	Offense Notes	Offense Reference	Offense Penalty	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 2	c. 266 s. 30			LARCENY UNDER \$250 c. 266 s. 30		Misd.			1 year			
Yes 2	c. 266 s. 30			COMMON CARRIER, LARCENY FROM c. 266 s. 30		Misd.		6 months	2 1/2 years			
Yes 3	Note B	c. 266 s. 30		COMMON CARRIER, LARCENY FROM, SUBSQ. OFF. c. 266 s. 30		Misd.		18 months	2 1/2 years			
Yes 4	c. 266 s. 30			FIREARM LARCENY OF c. 266 s. 30		Felony		2 years	5 years			
Yes 3	Note G	c. 266 s. 30		LARCENY OVER \$250 c. 266 s. 30		Felony	Under \$10,000	2 years	5 years			
Yes 4	Note G	c. 266 s. 30		LARCENY OVER \$250 c. 266 s. 30		Felony	\$10,000 to \$50,000	2 years	5 years			
Years												
Yes 5	Note A/ ¹	c. 266 s. 30		LARCENY OVER \$250 c. 266 s. 30		Felony	\$50,000 and over	2 years	5 years			
	Note G											
Yes 3	Note G	c. 266 s. 30		LARCENY OVER \$250 BY SINGLE SCHEME c. 266 s. 30		Felony	Under \$10,000	2 years	5 years			
Yes 4	Note G	c. 266 s. 30		LARCENY OVER \$250 BY SINGLE SCHEME c. 266 s. 30		Felony	\$10,000 to \$50,000	2 years	5 years			
Yes 5	Note A/ ¹	c. 266 s. 30		LARCENY OVER \$250 BY SINGLE SCHEME c. 266 s. 30		Felony	\$50,000 and over	2 years	5 years			
	Note G											
Yes 3	c. 266 s. 30(4)			TRADE SECRET, LARCENY OF c. 266 s. 30(4)		Felony		2 years	5 years			
Yes 2	c. 266 s. 30(5)			LARCENY FROM ELDER/DISABLED PERSON; \$250.00 OR UNDER c. 266 s. 30(5)		Misd.		2 1/2 years				
Yes 3	Note G	c. 266 s. 30(5)		LARCENY FROM ELDER/DISABLED PERSON; OVER \$250.00 c. 266 s. 30(5)		Felony	Under \$10,000	2 1/2 years	10 years			
Yes 4	Note G	c. 266 s. 30(5)		LARCENY FROM ELDER/DISABLED PERSON; OVER \$250.00 c. 266 s. 30(5)		Felony	\$10,000 to \$50,000	2 1/2 years	10 years			
Yes 5	Note G	c. 266 s. 30(5)		LARCENY FROM ELDER/DISABLED PERSON; OVER \$250.00 c. 266 s. 30(5)		Felony	\$50,000 and Over	2 1/2 years	10 years			
Yes 2	c. 266 s. 30A			SHOPLIFTING, 3RD AND SUBSQ OFF; UNDER \$100.00 c. 266 s. 30A		Misd.		2 years				
Yes 2	c. 266 s. 30A			SHOPLIFTING; OVER \$100.00 c. 266 s. 30A		Misd.		2 1/2 years				
Yes 3	c. 266 s. 31			SIGNATURE, OBTAINING BY FALSE PRETENSE c. 266 s. 31		Felony		2 years	10 years			
Yes 2	c. 266 s. 32	c. 266 s. 30		LARCENY UNDER \$250 BY BOAT CAPTAIN c. 266 s. 32		Misd.		1 year				
Yes 3	Note G	c. 266 s. 32	c. 266 s. 30	LARCENY OVER \$250 BY BOAT CAPTAIN c. 266 s. 32		Felony	Under \$10,000	2 years	5 years			
Yes 4	Note G	c. 266 s. 32	c. 266 s. 30	LARCENY OVER \$250 BY BOAT CAPTAIN c. 266 s. 32		Felony	\$10,000 to \$50,000	2 years	5 years			
Yes 5	Note A/ ¹	c. 266 s. 32	c. 266 s. 30	LARCENY OVER \$250 BY BOAT CAPTAIN c. 266 s. 32		Felony	\$50,000 and over	2 years	5 years			
	Note G											
Yes 2	c. 266 s. 33(1)	c. 266 s. 30		FALSE PRETENSE IN COMMERCIAL TRANSACTION \$250 c. 266 s. 33(1)		Misd.		1 year				
Yes 3	Note G	c. 266 s. 33(1)	c. 266 s. 30	FALSE PRETENSE IN COMMERCIAL TRANSACTION +\$250 c. 266 s. 33(1)		Felony	Under \$10,000	2 years	5 years			
Yes 4	Note G	c. 266 s. 33(1)	c. 266 s. 30	FALSE PRETENSE IN COMMERCIAL TRANSACTION +\$250 c. 266 s. 33(1)		Felony	\$10,000 to \$50,000	2 years	5 years			
Yes 5	Note A/ ¹	c. 266 s. 33(1)	c. 266 s. 30	FALSE PRETENSE IN COMMERCIAL TRANSACTION +\$250 c. 266 s. 33(1)		Felony	\$50,000 and over	2 years	5 years			
	Note G											
Yes 2	c. 266 s. 33(2)	c. 266 s. 30		CREDIT -\$250 BY FALSE FINANCIAL STATEMENT c. 266 s. 33(2)		Misd.		1 year				

[January]

Offense Seriousness	Offense Grid Level	Offense Notes	Offense Reference	Penalty Reference	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 3 Note G c. 266 s. 3(2)	c. 266 s. 30		CREDIT \$250 BY FALSE FINANCIAL STATEMENT c. 266 s. 3(2)			Felony	Under \$10,000		2 years		5 years	
Yes 4 Note G c. 266 s. 3(2)	c. 266 s. 30		CREDIT \$250 BY FALSE FINANCIAL STATEMENT c. 266 s. 3(2)			Felony	\$10,000 to \$50,000		2 years		5 years	
Yes 5 Note A/ Note G c. 266 s. 3(2)	c. 266 s. 30		CREDIT \$250 BY FALSE FINANCIAL STATEMENT c. 266 s. 3(2)			Felony	\$50,000 and over		2 years		5 years	
Note G												
Yes 3 Note A/ Note G c. 266 s. 3A	c. 266 s. 3A		COMMERCIAL COMPUTER SERVICES FRAUD c. 266 s. 3A			Misd.			2 1/2 years			
Yes 2 Note G c. 266 s. 34	c. 266 s. 30		LARCENY UNDER \$250 BY FALSE PRETENSE c. 266 s. 34			Misd.			1 year			
Yes 3 Note G c. 266 s. 34	c. 266 s. 30		LARCENY OVER \$250 BY FALSE PRETENSE c. 266 s. 34			Felony	Under \$10,000		2 years		5 years	
Yes 4 Note G c. 266 s. 34	c. 266 s. 30		LARCENY OVER \$250 BY FALSE PRETENSE c. 266 s. 34			Felony	\$10,000 to \$50,000		2 years		5 years	
Yes 5 Note A/ Note G c. 266 s. 34	c. 266 s. 30		LARCENY OVER \$250 BY FALSE PRETENSE c. 266 s. 34			Felony	\$50,000 and over		2 years		5 years	
Note G												
Yes 2 Note G c. 266 s. 37	c. 266 s. 30		LARCENY BY CHECK UNDER \$250 c. 266 s. 37			Misd.			1 year			
Yes 3 Note G c. 266 s. 37	c. 266 s. 30		LARCENY BY CHECK OVER \$250 c. 266 s. 37			Felony	Under \$10,000				5 years	
Yes 4 Note G c. 266 s. 37	c. 266 s. 30		LARCENY BY CHECK OVER \$250 c. 266 s. 37			Felony	\$10,000 to \$50,000				5 years	
Yes 5 Note A/ Note G c. 266 s. 37	c. 266 s. 30		LARCENY BY CHECK OVER \$250 c. 266 s. 37			Felony	\$50,000 and over				5 years	
Note G												
Yes 2 Note G c. 266 s. 37B	c. 266 s. 37B		CREDIT CARD VIOLATIONS c. 266 s. 37B			Misd.			1 year			
Yes 3 Note G c. 266 s. 37C	c. 266 s. 37C		CREDIT CARD FORGE OR UTTER FORGED c. 266 s. 37C			Felony	Under \$10,000		2 1/2 years		5 years	
Yes 4 Note G c. 266 s. 37C	c. 266 s. 37C		CREDIT CARD FORGE OR UTTER FORGED c. 266 s. 37C			Felony	\$10,000 to \$50,000		2 1/2 years		5 years	
Yes 5 Note A/ Note G c. 266 s. 37C	c. 266 s. 37C		CREDIT CARD FORGE OR UTTER FORGED c. 266 s. 37C			Felony	\$50,000 and over		2 1/2 years		5 years	
Note G												
Yes 3 Note G c. 266 s. 37C	c. 266 s. 37C		CREDIT CARD IMPROPER USE OVER \$250 c. 266 s. 37C			Felony	Under \$10,000		2 1/2 years		5 years	
Yes 4 Note G c. 266 s. 37C	c. 266 s. 37C		CREDIT CARD IMPROPER USE OVER \$250 c. 266 s. 37C			Felony	\$10,000 to \$50,000		2 1/2 years		5 years	
Yes 5 Note A/ Note G c. 266 s. 37C	c. 266 s. 37C		CREDIT CARD IMPROPER USE OVER \$250 c. 266 s. 37C			Felony	\$50,000 and over		2 1/2 years		5 years	
Note G												
Yes 3 Note G c. 266 s. 37C	c. 266 s. 37C		CREDIT CARD FRAUD OVER \$250 c. 266 s. 37C			Felony	Under \$10,000		2 1/2 years		5 years	
Yes 4 Note G c. 266 s. 37C	c. 266 s. 37C		CREDIT CARD FRAUD OVER \$250 c. 266 s. 37C			Felony	\$10,000 to \$50,000		2 1/2 years		5 years	
Years												
Yes 5 Note A/ Note G c. 266 s. 37C	c. 266 s. 37C		CREDIT CARD FRAUD OVER \$250 c. 266 s. 37C			Felony	\$50,000 and over		2 1/2 years		5 years	
Note G												
Yes 3 Note G c. 266 s. 37C	c. 266 s. 37C		CREDIT CARD FRAUD OVER \$250 BY MERCHANT c. 266 s. 37C			Felony	Under \$10,000		2 1/2 years		5 years	
Yes 4 Note G c. 266 s. 37C	c. 266 s. 37C		CREDIT CARD FRAUD OVER \$250 BY MERCHANT c. 266 s. 37C			Felony	\$10,000 to \$50,000		2 1/2 years		5 years	

2005]

HOUSE — No. 682

61

Offense Seriousness Grid Level	Offense Reference Notes	Offense Penalty Reference	Offense Reference	Offense Penalty Reference	Offense Penalty Reference	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 5 Note A/ c. 266 s. 37C Note G	CREDIT CARD FRAUD OVER \$250 BY MERCHANT c. 266 s. 37C					Felony	\$50,000 and over		2 1/2 years		5 years	
Yes 3 Note G c. 266 s. 37C	CREDIT CARD, POSSESS BLANK c. 266 s. 37C					Felony	Under \$10,000		2 1/2 years		5 years	
Yes 4 Note G c. 266 s. 37C years	CREDIT CARD, POSSESS BLANK c. 266 s. 37C					Felony	\$10,000 to \$50,000		2 1/2 years		5 years	
Yes 5 Note A/ c. 266 s. 37C Note G	CREDIT CARD, POSSESS BLANK c. 266 s. 37C					Felony	\$50,000 and over		2 1/2 years		5 years	
Yes 3 Note G c. 266 s. 37C	CREDIT CARD, POSSESS COUNTERFEIT PRESS c. 266 s. 37C					Felony	Under \$10,000		2 1/2 years		5 years	
Yes 4 Note G c. 266 s. 37C	CREDIT CARD, POSSESS COUNTERFEIT PRESS c. 266 s. 37C					Felony	\$10,000 to \$50,000		2 1/2 years		5 years	
Yes 5 Note A/ c. 266 s. 37C Note G	CREDIT CARD, POSSESS COUNTERFEIT PRESS c. 266 s. 37C					Felony	\$50,000 and over		2 1/2 years		5 years	
Yes 3 Note G c. 266 s. 37C	CREDIT CARD, RECEIVE IMPROP OVER \$250 c. 266 s. 37C					Felony	Under \$10,000		2 1/2 years		5 years	
Yes 4 Note G c. 266 s. 37C	CREDIT CARD, RECEIVE IMPROP OVER \$250 c. 266 s. 37C					Felony	\$10,000 to \$50,000		2 1/2 years		5 years	
Yes 5 Note A/ c. 266 s. 37C Note G	CREDIT CARD, RECEIVE IMPROP OVER \$250 c. 266 s. 37C					Felony	\$50,000 and over		2 1/2 years		5 years	
Yes 3 Note G c. 266 s. 37C	CREDIT CARD, RECEIVE IMPROP c. 266 s. 37C					Felony	Under \$10,000		2 1/2 years		5 years	
Yes 4 Note G c. 266 s. 37C	CREDIT CARD, RECEIVE IMPROP c. 266 s. 37C					Felony	\$10,000 to \$50,000		2 1/2 years		5 years	
Yes 5 Note A/ c. 266 s. 37C Note G	CREDIT CARD, RECEIVE IMPROP c. 266 s. 37C					Felony	\$50,000 and over		2 1/2 years		5 years	
Yes 3 Note G c. 266 s. 37C	CREDIT CARD, TAKE AS SECURITY c. 266 s. 37C					Felony	Under \$10,000		2 1/2 years		5 years	
Yes 4 Note G c. 266 s. 37C	CREDIT CARD, TAKE AS SECURITY c. 266 s. 37C					Felony	\$10,000 to \$50,000		2 1/2 years		5 years	
Yes 5 Note A/ c. 266 s. 37C Note G	CREDIT CARD, TAKE AS SECURITY c. 266 s. 37C					Felony	\$50,000 and over		2 1/2 years		5 years	
Yes 2 c. 266 s. 37D	TELEPHONE CREDIT CARD SYSTEM, PUBLISH c. 266 s. 37D					Misd.			12 months			
Yes 2 c. 266 s. 38	C.O.D. CARRIER, LARCENY UNDER \$250 BY c. 266 s. 38					Misd.			1 year			
Yes 3 Note G c. 266 s. 38	C.O.D. CARRIER, LARCENY OVER \$250 BY c. 266 s. 38					Felony	Under \$10,000		2 years		5 years	
Yes 4 Note G c. 266 s. 38	C.O.D. CARRIER, LARCENY OVER \$250 BY c. 266 s. 38					Felony	\$10,000 to \$50,000		2 years		5 years	
Yes 5 Note A/ c. 266 s. 38 Note G	C.O.D. CARRIER, LARCENY OVER \$250 BY c. 266 s. 38					Felony	\$50,000 and over		2 years		5 years	
Yes 2 c. 266 s. 38A	CONSTRUCTION LOAN, MISAPPLY c. 266 s. 38A					Misd.			1 year			
Yes 3 c. 266 s. 39	WILL, STEAL/DESTROY/CONCEAL c. 266 s. 39					Felony			2 years		5 years	
Yes 5 c. 266 s. 40	THEFT, COMMON & NOTORIOUS c. 266 s. 40					Felony			2 1/2 years	20 years		

[January]

Offense Seriousness	Offense Level	Offense Notes	Offense Reference	Penalty Reference	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 2		c. 266 s.41			BICYCLE LARCENY OF SUBSO. OFF. c. 266 s. 41	Felony			2 years		5 years	
Yes 3		c. 266 s.42			BANK BILL PAPER, LARCENY OF c. 266 s.42	Felony					Life	
Yes 3		c. 266 s.43			BANK BILL PAPER, PRINTER RETAIN. c. 266 s.43	Felony					Life	
Yes 1		c. 266 s.47			DOG COLLAR, REMOVE c. 266 s.47	Misd.			6 months			
Yes 3		c. 266 s.49			BURGLARIOUS INSTRUMENT/MY MASTER KEY, MAKE OR POSSESS c. 266 s.49	Felony			2 1/2 years		10 years	
Yes 3	Note G	c. 266 s.50			TREASURY EMPLOYEE, FRAUD BY c. 266 s.50	Felony	Under \$10,000				Life	
Yes 4	Note G	c. 266 s.50			TREASURY EMPLOYEE, FRAUD BY c. 266 s.50	Felony	\$10,000 to \$50,000				Life	
Yes 5	Note G	c. 266 s.50			TREASURY EMPLOYEE, FRAUD BY c. 266 s.50	Felony	\$50,000 and over				Life	
Yes 3	Note G	c. 266 s.51			MUNICIPAL/COUNTY OFFCR, EMBEZZLEMENT BY c. 266 s.51	Felony	Under \$10,000		2 years		10 years	
Yes 4	Note G	c. 266 s.51			MUNICIPAL/COUNTY OFFCR, EMBEZZLEMENT BY c. 266 s.51	Felony	\$10,000 to \$50,000		2 years		10 years	
Yes 5	Note G	c. 266 s.51			MUNICIPAL/COUNTY OFFCR, EMBEZZLEMENT BY c. 266 s.51	Felony	\$50,000 and over		2 years		10 years	
Yes 3	Note G	c. 266 s.52			BANK EMBEZZLEMENT FROM c. 266 s. 52	Felony	Under \$10,000		2 1/2 years		15 years	
Yes 4	Note G	c. 266 s.52			BANK EMBEZZLEMENT FROM c. 266 s. 52	Felony	\$10,000 to \$50,000		2 1/2 years		15 years	
Yes 5	Note G	c. 266 s.52			BANK EMBEZZLEMENT FROM c. 266 s. 52	Felony	\$50,000 and over		2 1/2 years		15 years	
Yes 3		c. 266 s.53A			BANK OFFICER/EMPLOYEE, MISCONDICT BY c. 266 s. 53A	Felony			2 1/2 years		10 years	
Yes 2		c. 266 s.54			BANK RECEIVE DEPOSIT, INSOLVNT. c. 266 s.54	Misd.			2 1/2 years		2 1/2 years	
Yes 3		c. 266 s.55			RECEIVER, EMBEZZLEMENT/MISSPLICATN BY c. 266 s.55	Felony			2 years		10 years	
Yes 3	Note G	c. 266 s.56			BROKER, EMBEZZLEMENT BY c. 266 s.56	Felony	Under \$10,000		2 1/2 years		5 years	
Yes 4	Note G	c. 266 s.56			BROKER, EMBEZZLEMENT BY c. 266 s.56	Felony	\$10,000 to \$50,000		2 1/2 years		5 years	
Yes 5	Note G	c. 266 s.56			BROKER, EMBEZZLEMENT BY c. 266 s.56	Felony	\$50,000 and over		2 1/2 years		5 years	
Yes 3	Note G	c. 266 s.57			FIDUCIARY, EMBEZZLEMENT/MISSPLICATN BY c. 266 s.57	Felony	Under \$10,000		2 years		10 years	
Yes 4	Note G	c. 266 s.57			FIDUCIARY, EMBEZZLEMENT/MISSPLICATN BY c. 266 s.57	Felony	\$10,000 to \$50,000		2 years		10 years	
Yes 5	Note G	c. 266 s.57			FIDUCIARY, EMBEZZLEMENT/MISSPLICATN BY c. 266 s.57	Felony	\$50,000 and over		2 years		10 years	
Yes 2		c. 266 s.58			ASSOCIATION OFFCR EMBEZZLE, \$250 c. 266 s. 58	Misd.			1 year			
Yes 3	Note G	c. 266 s.58			ASSOCIATION OFFCR EMBEZZLE +\$250 c. 266 s. 58	Felony	Under \$10,000		2 years		5 years	
Yes 4	Note G	c. 266 s.58			ASSOCIATION OFFCR EMBEZZLE +\$250 c. 266 s. 58	Felony	\$10,000 to \$50,000		2 years		5 years	
Yes 5	Note G	c. 266 s.58			ASSOCIATION OFFCR EMBEZZLE +\$250 c. 266 s. 58	Felony	\$50,000 and over		2 years		5 years	
Yes 2		c. 266 s.59			ASSOCIATION MEMBER EMBEZZLE -\$250 c. 266 s. 59	Misd.			1 year			
Yes 3	Note G	c. 266 s.59			ASSOCIATION MEMBER EMBEZZLE +\$250 c. 266 s. 59	Felony	Under \$10,000		2 years		5 years	
Yes 4	Note G	c. 266 s.59			ASSOCIATION MEMBER EMBEZZLE +\$250 c. 266 s. 59	Felony	\$10,000 to \$50,000		2 years		5 years	

2005]

HOUSE — No. 682

63

Grid Level	Offense Seriousness	Offense	Offense	Penalty	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 5	Note A/ c. 266 s. 59 Note G	c. 266 s. 30	ASSOCIATION MEMBER EMBEZZLE;+\$250 c. 266 s. 59	Felony	\$50,000 and over		2 years		2 1/2 years	5 years	5 years
Yes 3	Note G c. 266 s. 60		RECEIVE STOLEN OR FALSE-TRADED PROPERTY -\$250 c. 266 s. 60	Felony	Under \$10,000				2 1/2 years	5 years	5 years
Yes 4	Note G c. 266 s. 60		RECEIVE STOLEN OR FALSE-TRADED PROPERTY +\$250 c. 266 s. 60	Felony	\$10,000 to \$50,000				2 1/2 years	5 years	5 years
Yes 5	Note A/ c. 266 s. 60 Note G		RECEIVE STOLEN OR FALSE-TRADED PROPERTY +\$250 c. 266 s. 60	Felony	\$50,000 and over				2 1/2 years	5 years	5 years
Yes 2	c. 266 s. 60		RECEIVE STOLEN OR FALSE-TRADED PROPERTY -\$250 c. 266 s. 60	Misd.					2 1/2 years		
Yes 3	c. 266 s. 60		RECEIVE STOLEN OR FALSE-TRADED PROPERTY -\$250 SUBSQ. OFF. c. 266 s. 60	Felony					2 1/2 years		
Yes 3	c. 266 s. 60A		TRADE SECRET, BUY/SELL RECEIVES STOLEN c. 266 s. 60A	Felony					2 1/2 years		
Yes 3	c. 266 s. 62		RECEIVER, COMMON c. 266 s. 62	Misd.					2 1/2 years		
Yes 1	c. 266 s. 63		BOAT USE WITHOUT AUTHORITY c. 266 s. 63	Misd.					6 months		
Yes 1	Note A c. 266 s. 64		HIRING VEHICLE, FRAUD IN c. 266 s. 64	Misd.					2 months		
Yes 3	c. 266 s. 65		CORPORATE STOCK, UNAUTHORIZED ISSUE OF c. 266 s. 65	Felony					1 year		
Yes 3	c. 266 s. 66		CORPORATE STOCK FALSE ISSUE/TRANSFER OF c. 266 s. 66	Felony					1 year		
Yes 3	c. 266 s. 67		BOOKS, FAISLY/OMIT ENTRY IN c. 266 s. 67	Felony					1 year		
Yes 3	c. 266 s. 67A		PURCHASING VIOLATION, GOVERNMENT c. 266 s. 67A	Felony					2 1/2 years		
Yes 3	c. 266 s. 67B		FALSE CLAIM TO GOVERNMENT AGENCY c. 266 s. 67B	Felony					2 1/2 years		
Yes 3	c. 266 s. 67C		CONSTRUCTION RECORD, FALSE ENTRY IN COMM c. 266 s. 67C	Felony					2 years		
Yes 1	Note A c. 266 s. 69		ASSOCIATION INSIGNIA, FALSE USE OF c. 266 s. 69	Misd.					1 month		
Yes 1	Note A c. 266 s. 70		VETERANS ORG INSIGNIA, FALSE USE OF c. 266 s. 70	Misd.					1 month		
Yes 2	c. 266 s. 71		ASSOCIATION MEMBERSHIP, FAISELY SOLICIT c. 266 s. 71	Misd.					1 year		
Yes 2	c. 266 s. 71A		ASSOCIATION NAME, FAISELY USE/MIMIC c. 266 s. 71A	Misd.					1 year		
Yes 2	c. 266 s. 72		ASSOCIATION NAME, USE WITHOUT AUTHORITY c. 266 s. 72	Misd.					1 year		
Yes 3	c. 266 s. 73		FAKE PRETENSE OF TRADE, OBTAIN GOODS BY c. 266 s. 73	Felony					2 years		
Yes 3	c. 266 s. 74		CORPORATE CREDIT/MONEY PROPERTY, MISUSE c. 266 s. 74	Felony					2 1/2 years		
Yes 2	c. 266 s. 75	c. 266 s. 30	TRICK, OBTAIN PROPERTY UNDER \$250 BY c. 266 s. 75	Misd.					1 year		
Yes 3	Note G c. 266 s. 75	c. 266 s. 30	TRICK, OBTAIN PROPERTY OVER \$250 BY c. 266 s. 75	Felony	Under \$10,000				2 years		
Yes 4	Note G c. 266 s. 75	c. 266 s. 30	TRICK, OBTAIN PROPERTY OVER \$250 BY c. 266 s. 75	Felony	\$10,000 to \$50,000				2 years		
Yes 5	Note A/ c. 266 s. 30	c. 266 s. 30	TRICK, OBTAIN PROPERTY OVER \$250 BY c. 266 s. 75	Felony	Over \$50,000				2 years		
Yes 1	Note A c. 266 s. 75A		COIN MACHINE, SLUG IN MACHINE, SLUG FOR COIN MACHINES c. 266 s. 75A	Misd.					30 days		
Yes 2	c. 266 s. 75B		SLUGS, MANUFACTURE/SELL FOR COIN MACHINES c. 266 s. 75B	Misd.					1 year		

[January]

Offense Seriousness	Offense Level Notes	Offense Reference	Penalty Reference	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 3	c. 266 s. 76	FRAUD/CHEAT GROSS c. 266 s. 76			Felony			2 years		10 years	
Yes 2	c. 266 s. 80	ENCUMBERED LAND, CONVEY c. 266 s. 80			Misd.			1 year			
Yes 2	c. 266 s. 81	ATTACHED LAND, CONVEY c. 266 s. 81			Felony			1 year		3 years	
Yes 2	c. 266 s. 82	MORTGAGED LEASED PERSONALTY, CONCEAL, HOLD LIQUOR c. 266 s. 82			Misd.			1 year			
Yes 2	c. 266 s. 83	MORTGAGED PERSONALTY, SELL c. 266 s. 83			Misd.			1 year			
Yes 2	c. 266 s. 84	LEASED PERSONALTY, SELL c. 266 s. 84			Misd.			1 year			
Yes 2	c. 266 s. 85	COLLATERAL, DISPOSE OF DEPOSITED D.C. 266 s. 85			Misd.			2 years			
Yes 2	c. 266 s. 86	LEASED/COLLATERAL PROPERTY, BUY/RECEIVE c. 266 s. 86			Misd.			1 year			
Yes 2	c. 266 s. 87	LEASED PERSONALTY, CONCEAL/SELL/PLEDEO/FAIL RETURN c. 266 s. 87			Misd.			1 year			
Yes 2	c. 266 s. 88	CONSIGNEE/FACTOR, CONVERSION BY c. 266 s. 88			Misd.			1 year			
Yes 2	c. 266 s. 89	DGREE, FALSE CLAIM TO CONFER OR TO HOLD SCHOOL c. 266 s. 89			Misd.			1 year			
Yes 2	c. 266 s. 90	COLLEGE ENDORSEMENT, FALSE CLAIM OF c. 266 s. 90			Misd.			1 year			
Yes 2	c. 266 s. 91A	ADVERTISING UNAVAILABLE PRICE/ITEM c. 266 s. 91A			Misd.			1 year			
Yes 3	c. 266 s. 92	FINANCIAL STATEMENT PUBLISH FALSE c. 266 s. 92			Felony						
Yes 2	c. 266 s. 93	ANIMAL PEDIGREE OR REGISTRATION, FALSE c. 266 s. 93			Misd.			2 years			
Yes 1	c. 266 s. 94	BOUNDARY AND MISC. MARKERS, DAMAGE TO c. 266 s. 94			Misd.			6 months			
Yes 2	c. 266 s. 95	HISTORIC MARKER/MONUMENT, DAMAGE c. 266 s. 95			Misd.			2 years			
Yes 2	c. 266 s. 96	STATE BUILDING, DAMAGE c. 266 s. 96			Misd.			2 years			
Yes 2	c. 266 s. 97	COUNTY BUILDING, DAMAGE c. 266 s. 97			Misd.			2 years			
Yes 2	c. 266 s. 98	CHURCH OR SCHOOL, DAMAGE c. 266 s. 98			Misd.			2 years			
Yes 3	Note G c. 266 s. 99A	LIBRARY MATERIALS OVER \$250 LARCENY OF c. 266 s. 99A			Felony			Under \$10,000		5 years	
Yes 4	Note G c. 266 s. 99A	LIBRARY MATERIALS OVER \$250 LARCENY OF c. 266 s. 99A			Felony			\$10,000 to \$50,000		5 years	
Yes 5	Note A/ c. 266 s. 99A	LIBRARY MATERIALS OVER \$250 LARCENY OF c. 266 s. 99A			Felony			\$50,000 and over		5 years	
	Note G										
Yes 2	c. 266 s. 99A	LIBRARY MATERIALS UNDER \$250 LARCENY OF c. 266 s. 99A			Misd.			1 year		5 years	
Yes 3	c. 266 s. 99A	LIBRARY RECORDS, DAMAGE c. 266 s. 99A			Felony						
Yes 2	c. 266 s. 100	LIBRARY MATERIALS, DAMAGE c. 266 s. 100			Misd.			2 years			
Yes 8	c. 266 s. 101	EXPLOSION, MALICIOUS c. 266 s. 101			Felony			2 1/2 years		20 years	
Yes 8	c. 266 s. 102	EXPLOSIVES, THROW/PLACE/EXPLODE OR POSSESS TO INJURE c. 266 s. 102			Felony			2 1/2 years		20 years	
Yes 6	c. 266 s. 102A	INFERNAL MACHINE, POSSESS c. 266 s. 102A			Felony			2 1/2 years		10 years	
Yes 5	Note A c. 266 s. 102B	MOLOTOV COCKTAIL, MAKE/SELL/USE/POSSESS c. 266 s. 102B			Felony			2 1/2 years		5 years	
Yes 2	c. 266 s. 103	NOXIOUS/FILTHY SUBSTANCE, DAMAGE WITH c. 266 s. 103			Felony			2 1/2 years		5 years	

Grid Level	Offense Seriousness	Offense Notes	Offense Reference	Offense Penalty	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 1	Note A	c. 266 s. 104	BUILDING, DAMAGE TO c. 266 s. 104	Misd.					2 months			
Yes 3		c. 266 s. 104B	RESEARCH ANIMALS, MALICIOUS INTERFERENCE c. 266 s. 104B	Felony					2 1/2 years	10 years		
Yes 2		c. 266 s. 104B	RESEARCH ANIMALS, WILFUL INTERFERENCE c. 266 s. 104B	Felony					2 1/2 years	5 years		
Yes 3		c. 266 s. 107	BRIDGE OR CANAL INURE c. 266 s. 107	Felony					2 years	5 years		
Yes 3		c. 266 s. 108	BOAT, DESTROY c. 266 s. 108	Felony					2 1/2 years	10 years		
Yes 3		c. 266 s. 109	BOAT, FIT OUT TO DESTROY c. 266 s. 109	Felony					2 1/2 years	20 years		
Yes 2		c. 266 s. 110	BOAT INSURER, FALSE CARGO INVOICE TO c. 266 s. 110	Felony					2 years	10 years		
Yes 2		c. 266 s. 111	BOAT INSURER, FALSE AFFIDAVIT TO c. 266 s. 111	Felony					2 years	10 years		
Yes 3		c. 266 s. 11A	INSURANCE CLAIM, PREPARE OR PRESENT FALSE c. 266 s. 11A	Felony					6 months	2 1/2 years	5 years	
Yes 2		c. 266 s. 11B	INSURANCE CLAIM, FALSE MOTOR VEH c. 266 s. 11B	Misd.					6 months	2 1/2 years		
Yes 3		c. 266 s. 112	ANIMAL KILL/MAINT/PoISON c. 266 s. 112	Felony					1 year	5 years		
Yes 1		c. 266 s. 113	TIMBER, WOOD AND SHRUBS, CUT OR DESTROY c. 266 s. 113	Misd.					6 months			
Yes 1		c. 266 s. 113	TIMBER, WOOD AND SHRUBS, CUT OR DESTROY, SUNDAY/NIGHT/DISGUISE c. 266 s. 113	Misd.					5 days	6 months		
Yes 1		c. 266 s. 114	TREES AND FENCES, MALICIOUS INJURY c. 266 s. 114	Misd.					6 months			
Yes 1		c. 266 s. 115	GARDEN OR CHARDIN/STORY/BOG, LARCENY FROM c. 266 s. 115	Misd.					6 months			
Yes 1		c. 266 s. 117	TRESPASS FOR TREEP/LANT/FRUIT c. 266 s. 117	Misd.					6 months			
Yes 1		c. 266 s. 117	TRESPASS FOR TREEP/LANT/FRUIT SUN/NIGHT c. 266 s. 117	Misd.					5 days	6 months		
Yes 1	Note A	c. 266 s. 119	PESTS, TRANSPORT UNLAWFULLY c. 266 s. 119	Misd.					2 months			
Yes 1	Note A	c. 266 s. 120	TRESPASS c. 266 s. 120	Misd.					30 days			
Yes 1		c. 266 s. 120E	MEDICAL FACILITY, OBSTRUCT c. 266 s. 120E	Misd.					6 months			
Yes 2		c. 266 s. 120E	MEDICAL FACILITY, OBSTRUCT, SUBSQ. OFF c. 266 s. 120E	Misd.					2 1/2 years			
Yes 1	Note A	c. 266 s. 120F	UNAUTHORIZED ACCESS TO COMPUTER SYSTEM c. 266 s. 120F	Misd.					30 days			
Yes 1	Note A	c. 266 s. 121	TRESPASS WITH FIREARM c. 266 s. 121	Misd.					2 months			
Yes 1	Note A	c. 266 s. 123	TRESPASS ON STATE/COUNTY PROPERTY c. 266 s. 123	Misd.					3 months			
Yes 2		c. 266 s. 126A	DEFACEMENT OF REAL OR PERSONAL PROPERTY c. 266 s. 126A	Felony					2 years	3 years		
Yes 2		c. 266 s. 126B	TAGGING PROPERTY c. 266 s. 126B	Misd.					2 years			
Yes 3		c. 266 s. 127	DESTRUCTION OF PROPERTY #4250, MALICIOUS c. 266 s. 127	Felony					2 1/2 years	10 years		
Yes 2		c. 266 s. 127	DESTRUCTION OF PROPERTY #4250, WANTON c. 266 s. 127	Misd.					2 1/2 years			
Yes 2	Note A	c. 266 s. 127	DESTRUCTION OF PROPERTY \$250, WANTON OR MALICIOUS c. 266 s. 127	Misd.					2 1/2 months			
Yes 3		c. 266 s. 127A	CHURCH/SYNAGOGUE, INJURY UNDER \$500 TO c. 266 s. 127A	Misd.					2 1/2 years			
Yes 4		c. 266 s. 127A	CHURCH/SYNAGOGUE, INJURY OVER \$500 TO c. 266 s. 127A	Felony					5 years			
Yes 2		c. 266 s. 127A	CHURCH, THREAT TO INJURE c. 266 s. 127A	Misd.					1 year			

[January]

Offense Seriousness	Grid Level Notes	Offense Offense Reference	Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 2	c. 266 s. 129	PRISONER DAMAGE PRISON PROPERTY c. 266 s. 129			Felony					3 years	
Yes 2	c. 266 s. 130	PRISONER DAMAGE JAIL/JRC PROPERTY c. 266 s. 130			Misd.			6 months	2 1/2 years		
Yes 1	Note A c. 266 s. 132	PIGEONS, KILL/FIGHTEN c. 266 s. 132			Misd.			1 month			
Yes 1	c. 266 s. 133	HUMANE SOCIETY, LARCENY/DESTRUCT/TRESPASS c. 266 s. 133			Misd.			6 months			
Yes 1	Note A c. 266 s. 135	BEACON/GUIDE, DAMAGE FEDERAL c. 266 s. 135			Misd.			3 months			
Yes 1	c. 266 s. 137	MILL, INJURE BY ERECTING DAM c. 266 s. 137			Misd.			6 months			
Yes 2	c. 266 s. 138	RESERVOIR/DAMICANAL/MILL, OBSTRUCT/ OR DAMAGE c. 266 s. 138			Felony			2 years		5 years	
Yes 2	c. 266 s. 138A	IRRIGATION EQUIPMENT, DAMAGE c. 266 s. 138A			Felony			2 years		5 years	
Yes 2	c. 266 s. 139(a)	MOTOR VEH VIN, REMOVE/ALTER c. 266 s. 139(a)			Felony					3 years	
Yes 3	c. 266 s. 139(b)	MOTOR VEH WITH DEFACED VIN, SELL OR ATT TO SEL c. 266 s. 139(b)			Felony					3 years	
Yes 2	c. 266 s. 139(c)	MOTOR VEH WITH DEFACED VIN, POSSESS/RECV c. 266 s. 139(c)			Misd.			2 years			
Yes 2	c. 266 s. 139A	MACHINERY ID NO., REMOVE/ALTER c. 266 s. 139A			Misd.			1 year			
Yes 2	c. 266 s. 139A	MACHINERY ID NO., SELL OR ATT/SELL WITH DEFACED c. 266 s. 139A			Misd.			1 year			
Yes 2	c. 266 s. 140	MOTOR VEH MASTER KEY, SELL c. 266 s. 140			Misd.			1 year			
Yes 2	c. 266 s. 141A	MOTOR VEH ODOMETER, TAMPER WITH c. 266 s. 141A			Misd.			30 days	2 years		
Yes 2	c. 266 s. 142A	c. 266 s. 143D GOLD/SILVER/PLATINUM RECORDS, FAIL KEEP c. 266 s. 142A			Misd.			1 year			
Yes 2	c. 266 s. 143A	c. 266 s. 143D(iii) RECORDING, UNAUTHORIZED REPRODUCTION OF c. 266 s. 143A - Small Quantity			Misd.			1 year			
Yes 2	c. 266 s. 143A	c. 266 s. 143D(ii) RECORDING, UNAUTHORIZED REPRODUCTION OF c. 266 s. 143A - Medium Quantity			Misd.			2 years			
Yes 3	c. 266 s. 143A c. 266 s. 143D(i)	RECORDING, UNAUTHORIZED REPRODUCTION OF c. 266 s. 143A - Large Quantity			Felony					5 years	
Yes 2	c. 266 s. 143B	c. 266 s. 143D(iii) RECORDING OF LIVE PERFORMANCE, UNAUTH c. 266 s. 143B - Small Quantity			Misd.					1 year	
Yes 2	c. 266 s. 143B	c. 266 s. 143D(ii) RECORDING OF LIVE PERFORMANCE, UNAUTH c. 266 s. 143B - Medium Quantity			Misd.			2 years			
Yes 3	c. 266 s. 143B c. 266 s. 143D(i)	RECORDING OF LIVE PERFORMANCE, UNAUTH c. 266 s. 143B - Large Quantity			Felony					5 years	
Yes 2	c. 266 s. 143C	c. 266 s. 143D(iii) RECORDING W/OUT MFR NAME, MERSELL/RENT c. 266 s. 143C - Small Quantity			Misd.					1 year	
Yes 3	c. 266 s. 143C c. 266 s. 143D(i)	RECORDING W/OUT MFR NAME, MERSELL/RENT c. 266 s. 143C - Medium Quantity			Felony			2 years			
Yes 2	c. 266 s. 147(b)(1)	COUNTERFEIT MARK, DISTRIBUTE c. 266 s. 147(b)(1)			Misd.			2 1/2 years			
Yes 3	c. 266 s. 147(b)(2)	COUNTERFEIT MARK, DISTRIBUTE, 2ND OFF c. 266 s. 147(b)(2)			Felony					5 years	
Yes 4	c. 266 s. 147(b)(2)	COUNTERFEIT MARK, DISTRIBUTE, 101,999\$1,001-\$999,999 c. 266 s. 147(b)(2)			Felony					5 years	
Yes 5	c. 266 s. 147(b)(3)	COUNTERFEIT MARK, DISTRIBUTE, 3RD OFF c. 266 s. 147(b)(3)			Felony			10 years			
Yes 5	c. 266 s. 147(b)(3)	COUNTERFEIT MARK, DISTRIBUTE, 1000+\$/10,000+ c. 266 s. 147(b)(3)			Felony			10 years			
Yes 3	c. 267 s. 1	CHECK, FORGERY OF c. 267 s. 1			Felony			2 years		10 years	
Yes 3	c. 267 s. 1	PROMISSORY NOTE ENDORSEMENT, FORGERY OF c. 267 s. 1			Felony			2 years		10 years	

2005]

HOUSE — No. 682

67

Offense Seriousness Grid Level	Offense Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 3	c. 267 s. 1	FORGERY, CHECK FORGERY, PROMISSORY NOTE FORGERY c. 267 s. 1		Felony		2 years		10 years		
Yes 1	c. 267 s. 2	ADMISSION OR RAILROAD TICKET, FORGE c. 267 s. 2		Felony		2 years		3 years		
Yes 3	c. 267 s. 3	LAND COURT SEAL, FORGERY/MISUSE OF c. 267 s. 3		Felony		2 years		10 years		
Yes 1	c. 267 s. 4	RAILROAD STAMP, FORGE/MISUSE c. 267 s. 4		Felony		2 years		3 years		
Yes 3	c. 267 s. 5	UTTER FALSE CHECK, INSTRUMENT, OR PROMISSORY NOTE c. 267 s. 5		Felony		2 years		10 years		
Yes 1	c. 267 s. 6	ADMISSION OR RAILROAD TICKET, UTTER FALSE c. 267 s. 6		Felony		2 years		3 years		
Yes 4	c. 267 s. 7	NOTE, FORGERY, OF COMMONWEALTH c. 267 s. 7		Felony					Life	
Yes 4	c. 267 s. 8	FORGERY OF BANK NOTE OR TRAVELLER'S CHECK c. 267 s. 8		Felony					Life	
Yes 5	c. 267 s. 9	COUNTERFEIT NOTES, POSSESS 10c. 267 §. 9		Felony					Life	
Yes 3	c. 267 s. 10	UTTER COUNTERFEIT NOTE OR FAKE/STRAVELLER'S CHECK c. 267 s. 10		Felony					5 years	
Yes 5	c. 267 s. 11	COUNTERFEIT NOTES, COMMON UTTERER OF c. 267 s. 11		Felony					10 years	
Yes 2	c. 267 s. 12	COUNTERFEIT NOTE OR TRAVELLER'S CHECK, POSSESS c. 267 s. 12		Felony					5 years	
Yes 5	c. 267 s. 13	COUNTERFEITING EQUIPMENT, MANUFACTURE OR POSSESS c. 267 s. 13		Felony					5 years	
Yes 3	c. 267 s. 17	COUNTERFEIT COIN c. 267 s. 17		Felony					10 years	
Yes 3	c. 267 s. 18	COUNTERFEIT COINS, POSSESS UNDER 10 c. 267 s. 18		Felony					Life	
Yes 3	c. 267 s. 18	COUNTERFEIT COIN, UTTER c. 267 s. 18		Felony					10 years	
Yes 3	c. 267 s. 19	COUNTERFEIT COIN, COMMON UTTERER OF c. 267 s. 19		Felony					10 years	
Yes 3	c. 267 s. 20	COUNTERFEITING EQUIPMENT, POSSESS COIN c. 267 s. 20		Felony					20 years	
Yes 3	c. 267 s. 24	c. 267 s. 1	NOTES, CONNECT PARTS OF DIFFERENT c. 267 s. 24	Felony					2 years	
Yes 2	c. 267 s. 26	NOTES, HOARD c. 267 s. 26		Misd.					2 years	
Yes 3	c. 267 s. 27	NOTES, POSSESS WORTHLESS/FAKE c. 267 s. 27		Felony					5 years	
Yes 3	c. 267 s. 28	NOTES, UTTER WORTHLESS/FAKE c. 267 s. 28		Felony					5 years	
Yes 1	Note A c. 267 s. 29	ADVERTISING RESEMBLING CURRENCY c. 267 s. 29		Misd.					3 months	
No 8	Note D c. 268 s. 1	PERJURY, SUBORN IN TRIAL OF CAPITAL CASE c. 268 s. 1		Felony		Life			Life	
Yes 5	c. 268 s. 1	PERJURY c. 268 s. 1		Felony					2 1/2 years	
Yes 5	c. 268 s. 1A	c. 268 s. 1	FALSE STATEMENT UNDER PENALTY OF PERJURY c. 268 s. 1A	Felony					2 1/2 years	
Yes 5	c. 268 s. 2	c. 268 s. 1	PERJURY, SUBORN c. 268 s. 2	Felony					2 1/2 years	
No 8	Note D c. 268 s. 2	c. 268 s. 1	PERJURY, SUBORN IN TRIAL OF CAPITAL CASE c. 268 s. 2	Felony					20 years	
Yes 3	c. 268 s. 3	PERJURY, ATTEMPT TO SUBORN c. 268 s. 3		Felony		1 year			5 years	
Yes 2	c. 268 s. 6	STATE AGENCY, FALSE STATEMENT TO c. 268 s. 6		Misd.		1 year			1 year	
Yes 2	c. 268 s. 6A	PUBLIC EMPLOYEE, FALSE REPORT BY c. 268 s. 6A		Misd.		1 year			1 year	
Yes 2	c. 268 s. 6B	RETURN BY PROCESS SERVER, FALSE c. 268 s. 6B		Misd.		1 year				

Offense Seriousness Grid Level	Offense Notes	Offense Reference	Penalty	Offense Reference	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 1 Yes 5	Note A c. 268 s. 8B Note F	c. 268 s. 13	CIVIL SUITE APPOINTMENT/COMPEL TO DECLINE c. 268 s. 8B JUROR/MASTER/ARBITRATOR/REFEREE, BRIBE OR ATTEMPT TO BRIBE c. 268 s. 13		COURT/JUDGE/JUROR/PICKETING c. 268 s. 13A JUROR/WITNESS, INTIMIDATE OR RETALIATE c. 268 s. 13B COURT PROCEEDINGS, DISRUPT c. 268 s. 13C JUROR ACCEPT BRIBE c. 268 s. 14	Misd. Felony Misd. Felony		2 months 1 year 1 year 1 year			5 years 5 years 10 years 10 years	
Yes 2 Yes 6 Yes 2 Yes 5	c. 268 s. 13A c. 268 s. 13B c. 268 s. 13C Note A/ Note F	c. 268 s. 13A c. 268 s. 13B c. 268 s. 13C c. 268 s. 14	COURT/JUDGE/JUROR/PICKETING c. 268 s. 13A JUROR/WITNESS, INTIMIDATE OR RETALIATE c. 268 s. 13B COURT PROCEEDINGS, DISRUPT c. 268 s. 13C JUROR ACCEPT BRIBE c. 268 s. 14		COURT/JUDGE/JUROR/PICKETING c. 268 s. 13A JUROR/WITNESS, INTIMIDATE OR RETALIATE c. 268 s. 13B COURT PROCEEDINGS, DISRUPT c. 268 s. 13C JUROR ACCEPT BRIBE c. 268 s. 14	Misd. Felony Misd. Felony		2 months 1 year 1 year 1 year			5 years 5 years 10 years 10 years	
Yes 1 Yes 6 Yes 4 Yes 2 Yes 2 Yes 2 Yes 6 Yes 2 Yes 6 Yes 2 Yes 2 Yes 1 Yes 1 Yes 1 Yes 1 Yes 4 Yes 1 Yes 3 Yes 5 Yes 2	Note A c. 268 s. 14B Note F c. 268 s. 15 Note F c. 268 s. 15 c. 268 s. 15 c. 268 s. 15A c. 268 s. 16 c. 268 s. 17 c. 268 s. 19 c. 268 s. 20 c. 268 s. 23 c. 268 s. 24 c. 268 s. 25 c. 268 s. 26 c. 268 s. 27 c. 268 s. 28 c. 268 s. 30 c. 268 s. 31 c. 268 s. 31 Note F	c. 268 s. 14B c. 268 s. 15 c. 268 s. 15 c. 268 s. 15 c. 268 s. 15A c. 268 s. 16 c. 268 s. 17 c. 268 s. 19 c. 268 s. 20 c. 268 s. 23 c. 268 s. 24 c. 268 s. 25 c. 268 s. 26 c. 268 s. 27 c. 268 s. 28 c. 268 s. 30 c. 268 s. 31 c. 268 s. 31 Note F	WITNESS, EMPLOYER/DISCHARGE c. 268 s. 14B ESCAPE, AID FELON (STATE PRISON) OR ACCUSED FELON TO c. 268 s. 15 ESCAPE, AID MISDEMEANANT OR IC FELON/CONVICT TO c. 268 s. 15 ESCAPE, AID ACCUSED MISDEMEANANT TO c. 268 s. 15 ESCAPE, AID ACCUSED MISDEMEANANT TO c. 268 s. 15 ESCAPE FROM MUNICIPAL LOCKUP c. 268 s. 15A ESCAPE FROM PENAL INSTITUTION/COURT/SDP CENTER OR ATTEMPTS c. 268 s. 16 ESCAPE FROM OFFICER, AID c. 268 s. 17 ESCAPE FROM PENAL INSTITUTION, PERMIT c. 268 s. 19 ESCAPE, NEGIGENTLY PERMIT PRISONER TO OR REFUSE ACCEPT PRISONER c. 268 s. 20 WARRANT, FAIL/DELAY SERVICE OF c. 268 s. 23 POLICE OFFICER, FAIL/ASSIST c. 268 s. 24 JUSTICE OF PEACE, FAIL/ASSIST c. 268 s. 25 PRISONER, DELIVER LIQUOR TO c. 268 s. 26 PATIENT, DELIVER LIQUOR TO c. 268 s. 27 PRISONER, DELIVER DRUGS OR ARTICLE TO c. 268 s. 28 CORRECTIONAL INSTITUTION, DISTURB c. 268 s. 30 PRISONER, DELIVER ARTICLE TO OR RECEIVE ARTICLE FROM c. 268 s. 31 PRISONER BRING WEAPON OR DRUG FROM FURLough OR ATTEMPTS c. 268 s. 31			Misd. Felony Misd. Felony Misd. Felony Misd. Felony Misd. Felony Misd. Misd. Misd. Misd. Misd. Misd. Misd. Misd. Misd. Misd. Misd. Misd. Misd.		1 month 10 years 7 years 2 years 21/2 years 21/2 years 10 years 2 years 20 years 2 years 1 year 1 month 1 month 2 months 2 months 2 years 2 years 3 months 3 months 7 years 2 years 3 years 3 years 10 years				
Yes 2 Yes 3 Yes 2 Yes 2	c. 268 s. 32 c. 268 s. 32A c. 268 s. 32B c. 268 s. 33 c. 268 s. 33A	c. 268 s. 32 c. 268 s. 32A c. 268 s. 32B c. 268 s. 33 c. 268 s. 33A	FALSE ALARM FROM POLICE CALL BOX OR TAMPER WITH POLICE/FIRE CALL BOX c. 268 s. 32 FIREFIGHTER, INTERFERE WITH c. 268 s. 32A RESIST, ARREST c. 268 s. 32B POLICE OFFICER OR PUBLIC OFFICIAL, IMPERSONATE c. 268 s. 33 CONDUCT LEAD/PAINT INSPECTION WITH OUT A LICENSE c. 268 s. 33A			Misd. Felony Misd. Misd. Misd.		2 years 21/2 years 21/2 years 1 year 1 year			5 years 5 years 5 years 3 years 10 years	

Grid Level	Offense Seriousness	Offense Notes	Offense Reference	Offense Offense	Penalty	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 2	c. 268 s. 34			DISGUISE TO OBSTRUCT JUSTICE c. 268 s. 34	Misd.			1 year	1 year	1 year	5 years	
Yes 4	c. 268 s. 36			COMPOUND/CONCEAL LIFE FELONY c. 268 s. 36	Felony			1 year	1 year	1 year	5 years	
Yes 2	c. 268 s. 36			COMPOUND/CONCEAL FELONY c. 268 s. 36	Misd.			2 years	2 years	2 years		
Yes 2	c. 268 s. 39			MOTOR VEHICLE THEFT, FALSE REPORT OF, SUBSQ. OFF. c. 268 s. 39	Misd.			5 months	2 years	2 years		
Yes 4	Note E c. 268 s. 39			MOTOR VEHICLE THEFT, FALSE REPORT OF, PUBLIC EMPLOYEE/WITNESS, BRIBE OR ACCEPT/SOLICIT BRIBE c. 268A s. 2	Felony			2 1/2 years	2 1/2 years	2 1/2 years	3 years	
Yes 5	Note A c. 268A s. 2			PUBLIC EMPLOYEE/WITNESS, GIFT TO OR ACCEPT/SOLICIT GIFT c. 268A s. 3	Misd.			2 years	2 years	2 years		
Yes 3	c. 268A s. 3			STATE EMPLOYEE COMPENSATION IMPROPER AS AGENT/TATTY IMPROPER c. 268A s. 4	Misd.			2 years	2 years	2 years		
Yes 3	c. 268A s. 4			STATE EMPLOYEE, FORMER OR PARTNER, CONFLICT OF INT/LORBY IMPROPER c. 268A s. 5	Misd.			2 years	2 years	2 years		
Yes 3	c. 268A s. 5			STATE EMPLOYEE, FORMER OR PARTNER, CONFLICT OF INTEREST c. 268A s. 6	Misd.			2 years	2 years	2 years		
Yes 3	c. 268A s. 6			STATE EMPLOYEE, INTEREST IN ST/CONTRACT c. 268A s. 7	Misd.			2 years	2 years	2 years		
Yes 3	c. 268A s. 7			PUBLIC CONSTR, REQUIRE PARTICULAR INSURER c. 268A s. 8	Misd.			2 years	2 years	2 years		
Yes 3	c. 268A s. 8			COUNTY EMPLOYEE, COMPENSATION IMPROPER OR CONFLC OF INT c. 268A s. 11	Misd.			2 years	2 years	2 years		
Yes 3	c. 268A s. 11			COUNTY EMPLOYEE, FORMER OR PARTNER, COMPENSATION IMPROPER OR CONFLC OF INT	Misd.							
Yes 3	c. 268A s. 12			c. 268A s. 12	Misd.			2 years	2 years	2 years		
Yes 3	c. 268A s. 13			COUNTY EMPLOYEE, CONFLICT OF INTEREST c. 268A s. 13	Misd.			2 years	2 years	2 years		
Yes 3	c. 268A s. 14			COUNTY EMPLOYEE, INTEREST IN CTY CONTRACT c. 268A s. 14	Misd.			2 years	2 years	2 years		
Yes 3	c. 268A s. 17			MUNIC EMPLOYEE, IMPROPER COMPENSATION OR AGENT/TATTY IMPROPER c. 268A s. 17	Misd.			2 years	2 years	2 years		
Yes 3	c. 268A s. 18			MUNIC EMPLOYEE, FORMER OR PARTNER, IMPROPER COMPENSATION, CONFLICT OF INT, OR AGENT/TATTY IMPROPER c. 268A s. 18	Misd.			2 years	2 years	2 years		
Yes 3	c. 268A s. 19			MUNIC EMPLOYEE, CONFLICT OF INTEREST c. 268A s. 19	Misd.			2 years	2 years	2 years		
Yes 3	c. 268A s. 20			MUNIC EMPLOYEE, INTEREST IN MUN CONTRACT c. 268A s. 20	Misd.			2 years	2 years	2 years		
Yes 2	c. 268B s. 4(d)			STATE ETHICS COMMISSION, DISCLOSE IMPROP. c. 268B s. 4(d)	Misd.			1 year	1 year	1 year		
Yes 4	c. 268B s. 4(c)			STATE ETHICS COMMISSION, PERJURE TO c. 268B s. 4(c)	Felony			2 1/2 years	2 1/2 years	2 1/2 years	3 years	
Yes 4	c. 268B s. 5			PUBLIC EMPLOYEE FIN STATEMENT, FALSE c. 268B s. 5	Felony			2 1/2 years	2 1/2 years	2 1/2 years	3 years	
Yes 2	c. 269 s. 2			RIOT, FAIL DISPERSE OR FAIL ASSIST IN DISPERSING c. 269 s. 2	Misd.			1 year	1 year	1 year		
Yes 2	c. 269 s. 7			RIOT, DESTROY BUILDING/BOATIN c. 269 s. 7	Felony			2 years	2 years	2 years	5 years	
No 4	Note D c. 269 s. 10(a)			FIREARM CARRY W/O LICENSE c. 269 s. 10(a)	Felony			1 year	1 year	1 year	2 1/2 years	
No 5	Note D c. 269 s. 10(a)			c. 269 s. 10(Ga)	FIREARMS VIOL WITH 1PRIOR VIOLEN/TDRUG CRIME c. 269 s. 10(a)	Felony		3 years	3 years	3 years	15 years	
No 7	Note D c. 269 s. 10(a)			c. 269 s. 10(Gb)	FIREARMS VIOL WITH 2PRIOR VIOLEN/TDRUG CRIME c. 269 s. 10(a)	Felony		10 years	10 years	10 years	15 years	
No 8	Note D c. 269 s. 10(a)			c. 269 s. 10(Gc)	FIREARMS VIOL WITH 3PRIOR VIOLEN/TDRUG CRIME c. 269 s. 10(a)	Felony		15 years	15 years	15 years	20 years	
Yes 3	c. 269 s. 10(b)			DANGEROUS WEAPON CARRY c. 269 s. 10(b)	Felony			6 months	2 1/2 years	2 1/2 years	5 years	

[January]

Offense Seriousness	Offense Level Notes	Offense Reference	Penalty Offense Reference	Mand. Factor	Staircase Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 2	c. 269 s. 10(b)	DANGEROUS WEAPON, CARRY, NO PRIOR FELONIES c. 269 s. 10(b)	Misd.		2 1/2 years				
No 5	Note D c. 269 s. 10(c)	MACHINE GUNSAWED-OFF SHOTGUN, POSSESS c. 269 s. 10(c)	Felony	1 year	1 year	2 1/2 years	2 1/2 years Life		
No 6	Note D c. 269 s. 10(c)	c. 269 s. 10(G(a)) FIREARMS VIOL WITH 1 PRIOR VIOLENTO/DRUG CRIME c. 269 s. 10(c)	Felony	3 years	3 years	15 years	3 years		
No 7	Note D c. 269 s. 10(c)	c. 269 s. 10(G(b)) FIREARMS VIOL WITH 2 PRIOR VIOLENTO/DRUG CRIME c. 269 s. 10(c)	Felony	10 years	10 years	15 years	10 years		
No 8	Note D c. 269 s. 10(c)	c. 269 s. 10(G(c)) FIREARMS VIOL WITH 3 PRIOR VIOLENTO/DRUG CRIME c. 269 s. 10(c)	Felony	15 years	15 years	20 years	5 years		
No 6	Note D c. 269 s. 10(d)	FIREARM, CARRY W/LICENSE, 2ND OFF. c. 269 s. 10(d)	Felony	5 years	5 years	7 years			
No 7	Note D c. 269 s. 10(d)	FIREARM, CARRY W/LICENSE, 3RD OFF. c. 269 s. 10(d)	Felony	7 years	7 years	10 years			
No 8	Note D c. 269 s. 10(d)	FIREARM, CARRY W/LICENSE, 4TH OFF. c. 269 s. 10(d)	Felony	10 years	10 years	15 years			
No 6	Note D c. 269 s. 10(d)	DANGEROUS WEAPON, CARRY, 2ND OFF. c. 269 s. 10(d)	Felony	5 years	5 years	7 years			
No 7	Note D c. 269 s. 10(d)	DANGEROUS WEAPON, CARRY, 3RD OFF. c. 269 s. 10(d)	Felony	7 years	7 years	10 years			
No 8	Note D c. 269 s. 10(d)	DANGEROUS WEAPON, CARRY, 4TH OFF. c. 269 s. 10(d)	Felony	10 years	10 years	15 years			
No 6	Note D c. 269 s. 10(d)	MACHINE GUNSAWED-OFF SHOTGUN POSSESS, 2ND OFF. c. 269 s. 10(d)	Felony	5 years	5 years	7 years			
No 7	Note D c. 269 s. 10(d)	MACHINE GUNSAWED-OFF SHOTGUN POSSESS, 3RD OFF. c. 269 s. 10(d)	Felony	7 years	7 years	10 years			
No 8	Note D c. 269 s. 10(d)	MACHINE GUNSAWED-OFF SHOTGUN POSSESS, 4TH OFF. c. 269 s. 10(d)	Felony	10 years	10 years	15 years			
Yes 2	c. 269 s. 10(g)	RIFLE/SHOTGUN WHO SERIAL NO. SEL/L. c. 269 s. 10(g)	Misd.		2 1/2 years				
Yes 2	c. 269 s. 10(h)	FIREARM WHO/FID CARD, POSSESS c. 269 s. 10(h)	Misd.	2 years					
Yes 3	c. 269 s. 10(h)	FIREARM WHO/FID CARD, SUBSQ. OFF. c. 269 s. 10(h)	Misd.	2 years					
No 5	Note D c. 269 s. 10(h)	c. 269 s. 10(G(a)) FIREARMS VIOL WITH 1 PRIOR VIOLENTO/DRUG CRIME c. 269 s. 10(h)	Felony	3 years	3 years	15 years			
No 7	Note D c. 269 s. 10(h)	c. 269 s. 10(G(b)) FIREARMS VIOL WITH 2 PRIOR VIOLENTO/DRUG CRIME c. 269 s. 10(h)	Felony	10 years	10 years	15 years			
No 8	Note D c. 269 s. 10(h)	c. 269 s. 10(G(c)) FIREARMS VIOL WITH 3 PRIOR VIOLENTO/DRUG CRIME c. 269 s. 10(h)	Felony	15 years	15 years	20 years			
Yes 2	c. 269 s. 10(i)	FIREARM LICENSE/FID CARD FAIL SURRENDER c. 269 s. 10(i)	Misd.		2 1/2 years				
Yes 2	c. 269 s. 10(j)	DANGEROUS WEAPON OR FIREARM ON SCHOOL GROUNDS/CARRY c. 269 s. 10(j)	Misd.	1 year	1 year				
No 5	Note D c. 269 s. 10(m)	FIREARM POSSES LARGE CAPACITY c. 269 s. 10(m)	Felony	1 year	2 1/2 years	5 years			
Yes 4	c. 269 s. 10(m)	FIREARM POSSES LARGE CAPACITY, WITH VALID FID c. 269 s. 10(m)	Felony		2 1/2 years	10 years			
Yes 3	c. 269 s. 10A	SILENCER, SELL/USE/POSSESS FIREARM c. 269 s. 10A	Felony		2 1/2 years	5 years			
Yes 4	c. 269 s. 10C	TEAR GAS/MACE, USE IN CRIME c. 269 s. 10C	Felony		7 years				
Yes 3	c. 269 s. 10D	BODY ARMOR, USE IN FELONY c. 269 s. 10D	Felony	1 year	2 1/2 years	2 1/2 years			
No 5	Note D c. 269 s. 10E	FIREARMS TRAFFICKING IN 3-9 c. 269 s. 10E	Felony	3 years	3 years	10 years			
No 6	Note D c. 269 s. 10E	FIREARMS TRAFFICKING IN 10-19 c. 269 s. 10E	Felony	5 years	5 years	10 years			
No 8	Note D c. 269 s. 10E	FIREARMS TRAFFICKING IN +19 c. 269 s. 10E	Felony	10 years	10 years	Life			
No 6	Note D c. 269 s. 10F(a)	FIREARMS SELL/TRANSFER LARGE CAPACITY, c. 269 s. 10F(a)	Felony	2 1/2 years	2 1/2 years	10 years			
No 7	Note D c. 269 s. 10F(b)	FIREARMS SELL/TRANSFER LARGE CAPACITY, SUBSQ. c. 269 s. 10F(a)	Felony	5 years	5 years	15 years			

2005]

HOUSE — No. 682

71

Grid Level	Offense Seriousness	Offense		Offense Reference	Penalty Reference	Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
		Offense Notes	Offense										
No 7	Note D c. 269 s. 10F(b)	FIREARMS TO MINOR, SELL/TRANSFER/LARGE CAPACITY Y. c. 269 s. 10F(b)				Felony	5 years			5 years	5 years	15 years	
Yes 3	c. 269 s. 10H	FIREARMS WHILE OUT/LICENSEE CARRYING c. 269 s. 10H				Misd.				6 months	2 1/2 years	5 years	
Yes 4	c. 269 s. 11B	FIREARM W/DEFACE NO., POSSESS IN FELONY c. 269 s. 11B				Felony				1 month	2 1/2 years	5 years	
Yes 3	c. 269 s. 11C	FIREARM SERIAL NO., DEFACE OR RECEIVE W/DEFACE NO. c.269 s. 11C				Misd.							
Yes 1	c. 269 s. 12	DANGEROUS WEAPONS, MER/SELL CERTAIN c. 269 s. 12				Misd.							
Yes 1	c. 269 s. 12A	BB GUN/AIR RIFLE, SELL/GIVE TO MINOR c. 269 s. 12A				Misd.							
Yes 2	c. 269 s. 12D(a)	RIFLE/HOTGUN ON WAY, CARRY LOADED c. 269 s. 12D(a)				Misd.							
Yes 3	c. 269 s. 12D(a)	FIREARM ON WAY, CARRY LOADED LARGE CAPACITY c. 269 s. 12D(a)				Misd.							
Yes 3	c. 269 s. 12D(b)	FIREARM ON WAY, CARRY UNLOADED LARGE CAPACITY c. 269 s. 12D(b)				Felony	1 year			1 year	2 1/2 years	1 year	10 years
Yes 1	Note A c. 269 s. 12E	FIREARM, DISCHARGE WITHIN 500 FT OF BLDG c. 269 s. 12E				Misd.					3 months		
Yes 2	c. 269 s. 13	FIRE ALARM, FALSE c. 269 s. 13				Misd.					1 year		
Yes 2	c. 269 s. 13A	CRIME REPORT, FALSE c. 269 s. 13A				Misd.					1 year		
Yes 4	c. 269 s. 14	BOMB THREAT, FALSE c. 269 s. 14				Felony					2 1/2 years		20 years
Yes 1	Note A c. 269 s. 14A	TELEPHONE CALLS, ANNOYING OR OBSCENE c. 269 s. 14A				Misd.					3 months		
Yes 2	c. 269 s. 16	ARROWHEAD, SELL TO PERSON -15, 3RD AND SUBSQ. OFF. c. 269 s. 16				Misd.					6 months	1 year	
Yes 2	c. 269 s. 17	HAZING c. 269 s. 17				Misd.					1 year		
Yes 2	c. 270 s. 1	LICQUOR, ADULTERATE c. 270 s. 1				Felony							3 years
Yes 2	c. 270 s. 4	WOOD ALCOHOL, DISTRIB FOOD/DRINK/DRUG W/c. 270 s. 4				Felony							
Yes 1	Note A c. 270 s. 5	LICQUOR OR DRUGS TO HOSPITALIZED ADDICT OR ALCOHOLIC, DELIVER c. 270 s. 5				Misd.					2 months		
Yes 4	c. 270 s. 8A	HARMFUL SUBSTANCE, DISTRIBUTE FOOD WITH c. 270 s. 8A				Felony							5 years
Yes 1	Note A c. 270 s. 9	GARBAGE TO MILK COW, FEED TOWN c. 270 s. 9				Misd.							
Yes 1	Note A c. 270 s. 9	GARBAGE TO FOOD ANIMAL, FEED CITY c. 270 s. 9				Misd.							
Yes 1	c. 270 s. 18	GLUE TOXIC SUBSTANCE, INHALE c. 270 s. 18				Misd.							
Yes 1	c. 270 s. 19	GLUE TO MINOR, SELL UNLAWFULLY c. 270 s. 19				Misd.							
Yes 1	Note A c. 271 s. 2	GAMING IN PUBLIC/TRESPASSING c. 271 s. 2				Misd.							
Yes 2	c. 271 s. 2	GAMING IN PUBLIC/TRESPASSING, ALLOW c. 271 s. 2				Misd.					3 months	12 months	
Yes 1	c. 271 s. 3	GAMING, ALLOW PREMISES FOR c. 271 s. 3				Misd.							
Yes 2	Note A c. 271 s. 3	GAMING, ALLOW PREMISES FOR, SUBSQ. OFF. c. 271 s. 3				Misd.						1 year	
Yes 1	Note A c. 271 s. 5	GAMING HOUSE/APPARATUS, KEEP OR PLAY/PRESENT AT c. 271 s. 5				Misd.						3 months	
Yes 2	c. 271 s. 10	GAMING HOUSE/APPARATUS, KEEP OR PLAY/PRESENT AT, SUBSQ. OFF. c. 271 s. 5				Misd.						1 year	
Yes 3	c. 271 s. 6A	PYRAMID SCHEME, SET UP/PROMOTE c. 271 s. 6A				Felony						2 1/2 years	3 years
Yes 3	c. 271 s. 6B	SKILO, SET UP/PROMOTE c. 271 s. 6B				Felony						2 1/2 years	3 years

HOUSE — No. 682

[January]

Offense Seriousness	Offense Grid Level	Offense Notes	Offense Reference	Penalty Reference	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min. H/C	Max. H/C	Min. Prison	Max. Prison
Yes 2	c. 271 s. 6C		GAS STATION OPERATE GAME OF CHANCE c. 271 s. 6C			Misd.		1 year				
Yes 3	c. 271 s. 7		LOTTERY, SET UP/PROMOTE c. 271 s. 7			Felony			2 1/2 years			3 years
Yes 3	Note A c. 271 s. 7	c. 271 s. 10	LOTTERY, SET UP/PROMOTE, SUBSQ. OFF. c. 271 s. 7			Misd.		3 months	1 year			
Yes 2	c. 271 s. 7A		RAFFLE/BAZAAR VIOLATION c. 271 s. 7A			Misd.						1 year
Yes 2	Note A c. 271 s. 8	c. 271 s. 8	GAMING, ALLOW PREMISES FOR c. 271 s. 8			Misd.						1 year
Yes 3	c. 271 s. 8	c. 271 s. 10	GAMING, ALLOW PREMISES FOR, SUBSQ. OFF. c. 271 s. 8			Misd.			3 months	1 year		
Yes 2	c. 271 s. 9		LOTTERY, SELL TICKETS FOR c. 271 s. 9			Misd.			3 months	1 year		
Yes 3	Note A c. 271 s. 9	c. 271 s. 10	LOTTERY, SELL TICKETS FOR, SUBSQ. OFF. c. 271 s. 9			Misd.			3 months	1 year		
Yes 2	c. 271 s. 11		LOTTERY, ADVERTISE OR SOLICIT FOR c. 271 s. 11			Misd.						1 year
Yes 3	Note A c. 271 s. 11	c. 271 s. 10	LOTTERY, SOLICIT FOR, SUBSQ. OFF. c. 271 s. 11			Misd.			3 months	1 year		
Yes 3	c. 271 s. 12		FAKE/LOTTERY TICKETS; CREATION, SALE, OR POSSESSION c. 271 s. 12			Felony						3 years
Yes 2	c. 271 s. 15		LOTTERY, AID FOREIGN c. 271 s. 15			Misd.						1 year
Yes 3	Note A c. 271 s. 15	c. 271 s. 10	LOTTERY, AID FOREIGN, SUBSQ. OFF. c. 271 s. 15			Misd.			3 months	1 year		
Yes 2	c. 271 s. 16		LOTTERY TICKET, DISTRIBUTE FOREIGN c. 271 s. 16			Misd.						1 year
Yes 3	Note A c. 271 s. 16	c. 271 s. 10	LOTTERY TICKET, DISTRIBUTE FOREIGN, SUBSQ. c. 271 s. 16			Misd.			3 months	1 year		
Yes 5	c. 271 s. 16A		GAMING ENTERPRISE, MANAGE c. 271 s. 16A			Felony						15 years
Yes 3	c. 271 s. 17		BETTING, TAKE/ALLOW/PRESENT AT c. 271 s. 17			Felony						2 1/2 years
Yes 3	Note A c. 271 s. 17	c. 271 s. 10	BETTING, TAKE/ALLOW/PRESENT AT, SUBSQ. OFF. c. 271 s. 17			Misd.			3 months	1 year		
Yes 2	c. 271 s. 17A		TELEPHONE FOR GAMING, USE c. 271 s. 17A			Misd.						1 year
Yes 3	Note A c. 271 s. 17A	c. 271 s. 10	TELEPHONE FOR GAMING, USE, SUBSQ. OFF. c. 271 s. 17A			Misd.			3 months	1 year		
Yes 2	c. 271 s. 18		POLICY LOTTERY, MANAGE c. 271 s. 18			Misd.						1 year
Yes 2	c. 271 s. 26	c. 271 s. 10	GAMING PREMISES, OBSTRUCT, 3RD AND SUBSQ. OFF. c. 271 s. 26			Misd.						1 year
Yes 2	c. 271 s. 31		HORSE RACE, UNLAWFUL c. 271 s. 31			Misd.						1 year
Yes 3	c. 271 s. 31A		HORSE/DOG RACE, TRANSMIT RESULTS OF c. 271 s. 31A			Felony						2 1/2 years
Yes 1		c. 271 s. 32	HORSE, RACE DISGUISED c. 271 s. 32			Misd.						6 months
Yes 2	c. 271 s. 34		RACE GROUND, KEEP/USE IMPROPER c. 271 s. 34			Misd.						1 year
Yes 2	c. 271 s. 36		SECURITY/COMMODITY BUCKETING c. 271 s. 36			Misd.						1 year
Yes 4	c. 271 s. 36		SECURITY/COMMODITY BUCKETING, SUBSQ. OFF. c. 271 s. 36									5 years
Yes 2	c. 271 s. 37	c. 271 s. 36	SECURITY/COMMODITY PRICES, PUBLISH IMPROV. c. 271 s. 37			Misd.						1 year
Yes 4	c. 271 s. 37	c. 271 s. 36	SECURITY/COMMODITY PRICES, PUBLISH IMPROV SUBSQ. OFF. c. 271 s. 37									5 years
Yes 4	c. 271 s. 39(a)		BRIBE BUSINESS c. 271 s. 39(a)			Felony						2 years
Yes 3	c. 271 s. 39(b)		THREAT, BUSINESS c. 271 s. 39(b)			Felony						5 years

Grid Level	Seriousness Offense Notes	Offense Offense Reference	Offense Penalty Reference	Offense Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 2	c. 271 s. 39A	BRIBE, OFFER OR ACCEPT/SOLICIT SPORTS c. 271 s. 39A			Misd.		3 months	2 years			
Yes 1	Note A c. 271 s. 42	BETTING ON BOXING MATCH c. 271 s. 42			Misd.		3 months	2 years			
Yes 4	c. 271 s. 49(a)	USURY c. 271 s. 49(a)			Felony		1 year	10 years			
Yes 2	c. 271 s. 49(b)	USURY; POSSESSION OF RECORDS FOR c. 271 s. 49(b)			Misd.		6 months	2 1/2 years			
Yes 1	c. 271 s. 50	EXAM, TAKE FOR ANOTHER AT SCHOOL OR RESEARCH PAPER, SELL FOR USE BY ANOTHER c. 271 s. 50			Misd.		1 year				
Yes 2	c. 272 s. 1	MARRIAGE, ABDUCT PERSON -16 FOR SECRET c. 272 s. 1			Misd.		1 year				
Yes 3	c. 272 s. 2	PROSTITUTION/UNLAW SEX, ABDUCT PERSON FOR c. 272 s. 2			Felony		1 year				
Yes 7	c. 272 s. 3	SEXUAL INTERCOURSE, DRUG FOR c. 272 s. 3			Felony		10 years	Life			
Yes 3	c. 272 s. 4	SEXUAL INTERCOURSE, INDUCE CHASTE MINOR c. 272 s. 4			Felony		2 1/2 years	3 years			
Yes 5	Note E c. 272 s. 4A	PROSTITUTION, INDUCE MINOR TO c. 272 s. 4A			Felony		3 years	5 years			
Yes 6	Note E c. 272 s. 4B	PROSTITUTION, DERIVE SUPPORT FROM CHILD c. 272 s. 4B			Felony		5 years	5 years			
Yes 4	Note E c. 272 s. 6	PROSTITUTION, MAINTAIN HOUSE OF c. 272 s. 6			Felony		2 years	5 years			
Yes 4	Note E c. 272 s. 7	PROSTITUTION, DERIVE SUPPORT FROM c. 272 s. 7			Felony		2 years	5 years			
Yes 2	c. 272 s. 8	PROSTITUTE, SOLICIT FOR c. 272 s. 8			Misd.		1 year				
Yes 2	c. 272 s. 12	PROSTITUTION, PROCURE PERSON TO PRACTICE c. 272 s. 12			Misd.		3 months	2 years			
Yes 4	c. 272 s. 13	BROTHEL, DETAIN/DRUG PERSON IN OR ATTEMPTS c. 272 s. 13			Felony		1 year	2 1/2 years			
Yes 1	c. 272 s. 14	ADULTERY c. 272 s. 14			Felony		2 years	3 years			
Yes 3	c. 272 s. 15	POLYGAMY c. 272 s. 15			Felony		2 1/2 years	5 years			
Yes 2	c. 272 s. 16	LEWDNESS, OPEN AND GROSS c. 272 s. 16			Felony		2 years	3 years			
Yes 7	c. 272 s. 17	INCEST c. 272 s. 17			Felony		2 1/2 years	20 years			
Yes 1	Note A c. 272 s. 18	FORNICATION c. 272 s. 18			Misd.		3 months				
Yes 6	c. 272 s. 19	MISCARRIAGE, PROCURE IMPROPER WITH DEATH c. 272 s. 19			Felony		5 years	20 years			
Yes 4	c. 272 s. 19	MISCARRIAGE, PROCURE IMPROPER c. 272 s. 19			Felony		7 years				
Yes 3	c. 272 s. 20	BIRTH CONTROL OR MISCARRIAGE, ADVERTISE IMPROV c. 272 s. 20			Felony		2 1/2 years	3 years			
Yes 3	c. 272 s. 21	BIRTH CONTROL/ABORTION/MASTURBATION, IMPROP INSTRUMENT FOR c. 272 s. 21			Felony		2 1/2 years	5 years			
Yes 2	c. 272 s. 22	FETAL DEATH, CONCEAL OUT-OF-WEDLOCK c. 272 s. 22			Misd.		1 year				
Yes 2	c. 272 s. 24	PROSTITUTION, KEEP HOUSE OF c. 272 s. 24			Misd.		2 years				
Yes 1	c. 272 s. 25	RESTAURANT/BAR BARRED DOORS OR UNLICENSED ENCLOSURE IN c. 272 s. 25			Misd.		6 months				
Yes 2	c. 272 s. 26	RESTAURANT/BAR, ALLOW SOLICITATION IN OR RESORT TO FOR IMMORALITY c. 272 s. 26			Misd.		1 year				
Yes 2	c. 272 s. 28	OBSCENE MATTER TO MINOR c. 272 s. 28			Felony		2 1/2 years	5 years			
Yes 3	c. 272 s. 28	OBSCENE MATTER TO MINOR 2ND AND SUBSQ. OFF. c. 272 s. 28			Felony		2 1/2 years	5 years			
Yes 1	c. 272 s. 29	OBSCENE MATTER, DISTRIBUTE c. 272 s. 29			Felony		2 1/2 years	5 years			

Grid	Offense Seriousness	Offense Level Notes	Offense		Offense Reference	Penalty Reference	Offense Reference	Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
			Offense	Offense											
Yes 2	c. 272 s. 29		OBScene MATTER, DISTRIBUTE, 2ND AND SUBSQ. OFF. c. 272 s. 29						Felony			2 1/2 years		5 years	
Yes 6	Note B	c. 272 s. 29A	CHILD IN NUDE OR SEXUAL ACT, LASCIVIOUS POSE/EXHIBIT c. 272 s. 29A(a)						Felony			10 years	20 years		
Yes 6	Note B	c. 272 s. 29B	CHILD IN NUDE OR SEXUAL ACT, DISTRIB MATERIAL OF c. 272 s. 29B(a)						Felony			10 years	20 years		
Yes 3	c. 272 s. 29C		CHILD PORNOGRAPHY, POSSESS c. 272 s. 29C						Felony			2 1/2 years		5 years	
Yes 4	c. 272 s. 29C		CHILD PORNOGRAPHY, POSSESS, 2ND OFF. c. 272 s. 29C						Felony			5 years			
Yes 6	c. 272 s. 29C		CHILD PORNOGRAPHY, POSSESS, 3RD OFF. c. 272 s. 29C						Felony			10 years			
Yes 4	c. 272 s. 34		CRIME AGAINST NATURE c. 272 s. 34						Felony			20 years			
Yes 3	c. 272 s. 35		UNNATURAL ACT c. 272 s. 35						Felony			2 1/2 years		5 years	
Yes 5	Note A	c. 272 s. 35A	UNNATURAL ACT WITH CHILD -16 c. 272 s. 35A						Felony			5 years			
Yes 6	c. 272 s. 35A		UNNATURAL ACT WITH CHILD -16, SUBSQ. OFF. c. 272 s. 35A						Felony			5 years			
Yes 2	c. 272 s. 36		BLASPHEMY c. 272 s. 36						Misd.			1 year			
Yes 2	c. 272 s. 38		RELIGIOUS SERVICE, DISTURB c. 272 s. 38						Misd.			1 year			
Yes 1	Note A	c. 272 s. 40	SCHOOL OR PUBLIC ASSEMBLY, DISTURB c. 272 s. 40						Misd.			1 month			
Yes 2	Note A	c. 272 s. 40	SCHOOL OR PUBLIC ASSEMBLY, DISTURB, 3RD AND SUBSQ. OFF. c. 272 s. 40						Misd.			1 month	1 month		
Yes 1	Note A	c. 272 s. 40A	SCHOOL, POSSESS LIQUOR IN c. 272 s. 40A						Misd.			30 days			
Yes 1	Note A	c. 272 s. 41	LIBRARY, DISTURB c. 272 s. 41						Misd.			30 days			
Yes 1	Note A	c. 272 s. 42	C. 272 s. 40						Misd.			1 month			
Yes 2	Note A	c. 272 s. 42	C. 272 s. 40						Misd.			1 month			
Yes 2	c. 272 s. 42A		FUNERAL PROCESSION, DISTURB, 3RD AND SUBSQ. OFF. c. 272 s. 42						Misd.			1 month	1 month		
Yes 1	Note A	c. 272 s. 43	c. 272 s. 40						Misd.			1 year			
Yes 2	Note A	c. 272 s. 43	c. 272 s. 40						Misd.			1 month			
Yes 1	Note A	c. 272 s. 43	c. 272 s. 40						Misd.			1 month			
Yes 2	Note A	c. 272 s. 42	c. 272 s. 40						Misd.			10 days			
Yes 1	c. 272 s. 42A		FunERAL SERVICE, DISTURB c. 272 s. 42A						Misd.			6 months			
Yes 1	Note A	c. 272 s. 43	c. 272 s. 40						Misd.			6 months			
Yes 2	Note A	c. 272 s. 43	c. 272 s. 40						Misd.			6 months			
Yes 1	Note A	c. 272 s. 43A	c. 272 s. 43A						Misd.			6 months			
Yes 1	c. 272 s. 53		NIGHTWALKER, COMMON c. 272 s. 53						Misd.			6 months			
Yes 1	c. 272 s. 53		STREETWALKER, COMMON c. 272 s. 53						Misd.			6 months			
Yes 1	c. 272 s. 53		RAILERS AND BRAWLERS, COMMON c. 272 s. 53						Misd.			6 months			
Yes 2	Note A	c. 272 s. 53	ACCO/ANNOY PERSON OF OPPOSITE SEX c. 272 s. 53						Misd.			6 months			
Yes 1	c. 272 s. 53		LEWD, WANTON & LASCIVIOUS CONDUCT c. 272 s. 53						Misd.			6 months			
Yes 1	c. 272 s. 53		DISORDERLY CONDUCT c. 272 s. 53						Misd.			6 months			
Yes 1	c. 272 s. 53		DISTURBING THE PEACE c. 272 s. 53						Misd.			6 months			
Yes 1	c. 272 s. 53		DISORDERLY HOUSE, KEEP c. 272 s. 53						Misd.			6 months			
Yes 1	c. 272 s. 53		INDECENT EXPOSURE c. 272 s. 53						Misd.			6 months			
Yes 2	c. 272 s. 53A		SEXUAL CONDUCT, PAY FOR OR FOR FEE c. 272 s. 53A						Misd.			1 year			

Grid Level	Offense Seriousness	Offense Notes	Offense Reference	Offense Reference	Offense Offense	Penalty	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
Yes 1	c. 272 s. 58		CHILD UNDER 15 BEGGING, EMPLOY/PERMIT c. 272 s. 58		Misd.				6 months			
Yes 2	c. 272 s. 61		VIOLENCE OF c. 272 s. 53, SUBSQ. OFF. c. 272 s. 61		Misd.				1 year			
Yes 2	c. 272 s. 62		COMMON NIGHTWALKER THIRD CONVICTION c. 272 s. 62		Misd.				2 1/2 years			
Yes 1	Note A c. 272 s. 64		TRAMP c. 272 s. 64		Misd.				30 days			
Yes 2	Note B c. 272 s. 64		TRAMP, VIOLATIONS BY c. 272 s. 64		Misd.				1 year	2 1/2 years		
Yes 1	c. 272 s. 66		VAGRANCY c. 272 s. 66		Misd.				6 months			
Yes 1	Note B c. 272 s. 68		VAGABOND c. 272 s. 68		Misd.				4 months	12 months		
Yes 1	c. 272 s. 70		BODY, TAKE ON CIVIL PROCESS c. 272 s. 70		Misd.				6 months			
Yes 4	c. 272 s. 71		BODY, DISINTER, OR ACCESORY c. 272 s. 71		Felony				2 1/2 years		3 years	
Yes 2	c. 272 s. 72		BODY, SELL/BUY c. 272 s. 72		Misd.				3 months	2 1/2 years		
Yes 3	c. 272 s. 73		GRAVE, GRAVESTONE OR PLANTING, DAMAGE c. 272 s. 73		Felony				2 1/2 years		5 years	
Yes 1	c. 272 s. 75		GRAVE FLOWERS/FLAG/TOKEN REMOVE c. 272 s. 75		Misd.				6 months			
Yes 2	c. 272 s. 76		CEMETERY, UNAUTH PUBLIC EASEMENT/THRU c. 272 s. 76		Misd.				1 year			
Yes 2	c. 272 s. 77		ANIMAL CRUELTY TO c. 272 s. 77		Misd.				1 year			
Yes 2	c. 272 s. 77A		POLICE HORSE/DOG, MISTREAT/INTERFERE c. 272 s. 77A		Misd.				2 1/2 years			
Yes 1	Note A c. 272 s. 77B		ANIMAL, EXHIBIT WILD c. 272 s. 77B		Misd.				30 days			
Yes 1	c. 272 s. 78		HORSE, SEL/DRIVE UNFIT c. 272 s. 78		Misd.				6 months			
Yes 1	c. 272 s. 78A		HORSE FOAL, 5 MONTHS SOLD WITHOUT DAM c. 272 s. 78A		Misd.				6 months			
Yes 2	c. 272 s. 79A		HORSE, CUT TO DOCK TAIL c. 272 s. 79A		Misd.				1 year			
Yes 1	Note A c. 272 s. 86	through 86D	c. 272 s. 86F	HORSE, STABLE VIOLATIONS c. 272 s. 86 through 86D	Misd.				1 month			
Yes 1	Note A c. 272 s. 87		BIRD, SHOOT/KEEP FOR SHOOTING c. 272 s. 87		Misd.				1 month			
Yes 1	Note A c. 272 s. 91A		PUBLIC ACCOMMODATION, ADVERTISE/DISCRIM c. 272 s. 92A		Misd.				30 days			
Yes 2	c. 272 s. 94		ANIMAL FIGHT, KEEP/PROMOTE c. 272 s. 94		Felony				1 year		5 years	
Yes 1	Note A c. 272 s. 95		ANIMAL FIGHT, PRESENCE AT c. 272 s. 95		Misd.				1 month			
Yes 2	c. 272 s. 98		PUBLIC ACCOMMODATION, DISCRIMINATE IN c. 272 s. 98		Misd.				1 year			
Yes 2	c. 272 s. 98C		RACIAL HATRED, FALSE WRITING TO INCITE c. 272 s. 98C		Misd.				1 year			
Yes 3	c. 272 s. 99(c)(1)		WIRETAP, UNLAWFUL OR ATTEMPT c. 272 s. 99(c)(1)		Felony				2 1/2 years		5 years	
Yes 3	c. 272 s. 99(c)(2)		WIRETAP, TAMPER WITH RECORD OF OR ATTEMPTS c. 272 s. 99(c)(2)		Felony				2 years		5 years	
Yes 2	c. 272 s. 99(c)(3)		WIRETAP, DISCLOSE CONTENTS OF, OR ATTEMPTS c. 272 s. 99(c)(3)		Misd.				2 years			
Yes 2	c. 272 s. 99(c)(4)		WIRETAP, DISCLOSE CONTENTS OF WARRANTS c. 272 s. 99(c)(4)		Misd.				2 years			
Yes 2	c. 272 s. 99(c)(5)		WIRETAP, POSSESS DEVICE FOR c. 272 s. 99(c)(5)		Misd.				2 years			

[January]

Offense Seriousness Grid Level	Offense Offense Reference	Offense Penalty Reference	Offense Offense	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
WIRETAP, CONSPIRACY OR ACCESSORY c. 272 s. 99(c)(6)										
Yes 4 c. 272 s. 99A	c. 273 s. 1(1) c. 273 s. 1(2)	c. 273 s. 1(1) c. 273 s. 1(2)	JURY DELIBERATIONS, OVERHEAR OR ATTEMPTS c. 272 s. 99A SUPPORT, ABANDON SPOUSE AND/OR CHILD WITHOUT c. 273 s. 1(1) SUPPORT SPOUSE AND/OR CHILD LEAVE COMM WITHOUT c. 273 s. 1(2)	Felony Felony Felony	2 1/2 years 2 1/2 years 2 1/2 years	5 years 10 years 10 years				
Yes 3 c. 273 s. 1(3) c. 273 s. 1(4)	c. 273 s. 1(3) c. 273 s. 1(4)	c. 273 s. 1(3) c. 273 s. 1(4)	SUPPORT SPOUSE AND/OR CHILD, ENTER COMM WITHOUT c. 273 s. 1(3) SUPPORT ORDER, FAIL COMPLY WITH c. 273 s. 1(4)	Felony Felony	2 1/2 years 2 1/2 years	10 years 5 years				
Yes 3 c. 273 s. 15	c. 273 s. 15	c. 273 s. 15	SUPPORT CHILD OUT OF WEDLOCK, FAIL c. 273 s. 15	Felony	2 1/2 years	5 years				
Yes 3 c. 273 s. 15	c. 273 s. 15	c. 273 s. 15	SUPPORT CHILD OUT OF WEDLOCK, LEAVE W/O c. 273 s. 15	Felony	2 1/2 years	10 years				
Yes 3 c. 273 s. 15	c. 273 s. 15	c. 273 s. 15	SUPPORT CHILD OUT OF WEDLOCK, ENTER W/O c. 273 s. 15	Felony	2 1/2 years	5 years				
Yes 2 c. 273 s. 20	c. 273 s. 20		SUPPORT ORDER, CHILD OUT OF WED, DISOBEDI c. 273 s. 15	Felony	2 1/2 years	5 years				
Yes 2 c. 273 s. 23	c. 273 s. 23		SUPPORT PARENT, FAIL TO c. 273 s. 20	Misd.	1 year					
Yes Contingent Note 1 c. 274 s. 2			SUPPORT NEEDY DISABLED PERSON, FAIL TO c. 273 s. 23	Misd.	2 years					
Yes Contingent Note 1 c. 274 s. 3			ACCESSORY BEFORE THE FACT c. 274 s. 2	Felony						
Yes Contingent Note 1 c. 274 s. 4			COINSELLING OR PROCURING A FELONY c. 274 s. 3	Felony	2 1/2 years	7 years				
Yes Contingent Note 1 c. 274 s. 6			ACCESSORY AFTER THE FACT c. 274 s. 4	Felony	2 1/2 years	10 years				
Yes Contingent Note J c. 274 s. 6			ATTEMPT TO COMMIT CRIME PUNISHABLE BY DEATH c. 274 s. 6	Felony	2 1/2 years	5 years				
Yes Contingent Note J c. 274 s. 6			ATTEMPT TO COMMIT CRIME c. 274 s. 6 - 5 year felony or greater	Felony						
Yes Contingent Note J c. 274 s. 6			ATTEMPT TO COMMIT CRIME c. 274 s. 6 - < 5 Year Felony or Misdemeanor	Misd.	1 year					
Yes Contingent Note J c. 274 s. 6			ATTEMPT TO COMMIT CRIME c. 274 s. 6 - Larceny	Misd.	2 1/2 years	7 years				
Yes Contingent Note 1 c. 274 s. 7 cl. (1)			CONSPIRACY c. 274 s. 7 cl. (1) - Death or Life	Felony	2 1/2 years	20 years				
Yes Contingent Note 1 c. 274 s. 7 cl. (2)			CONSPIRACY c. 274 s. 7 cl. (2) - Felony exceeding 10 years up to life	Felony	2 1/2 years	10 years				
Yes Contingent Note 1 c. 274 s. 7 cl. (3)			CONSPIRACY c. 274 s. 7 cl. (3) - Felony not more than 10 years	Felony	2 1/2 years	5 years				
Yes Contingent Note 1 c. 274 s. 7 cl. (4)			CONSPIRACY c. 274 s. 7 cl. (4) - Other Crime	Misd.	2 1/2 years					
Yes 1 c. 275 s. 2	c. 275 s. 2	c. 275 s. 4	THREAT TO COMMIT CRIME c. 275 s. 2	Misd.	6 months					
Yes 1 c. 276 s. 19	c. 276 s. 19		FUGITIVE, FAIL BRING BEFORE COURT c. 276 s. 19	Misd.	6 months					
Yes 2 c. 276 s. 61A	c. 276 s. 61A		DISPOSITION OR ENCUMBRANCE OF REAL ESTATE BAIL OR SURETY c. 276 s. 61A	Misd.	1 year					
Yes 2 c. 276 s. 82A	c. 276 s. 82A		RECOGNIZANCE OR BAIL, FAIL APPEAR ON MISDEMEANOR c. 276 s. 82A	Misd.	1 year					
Yes 3 c. 276 App. s. 15	c. 276 App. s. 15		RECOGNIZANCE OR BAIL, FAIL TO APPEAR ON FELONY c. 276 s. 82A	Felony	2 1/2 years	5 years				
Yes 1 Common Law	c. 279 s. 5		DETAINERS, ESCAPE OR ATTEMPT c. 276 App. s. 1-5	Felony	2 1/2 years	10 years				
Yes 6 Common Law	c. 279 s. 5		AFFRAY Common Law	Common Law						
Yes 3 Common Law	c. 279 s. 5		ASSAULT WITH INTENT TO KILL, Common Law	Common Law						
			CONTUMPT, CRIMINAL Common Law	Common Law						

Grid Level	Offense Seriousness Notes	Offense		Offense Reference	Offense Reference	Penalty Type	Staircase Factor	Mand. Time	Min H/C	Max H/C	Min Prison	Max Prison
		Offense	Offense									
Yes 3	Common Law c.279 s.5	ESCAPE FROM POLICE OFFICER	Common Law			Common Law						
Yes 5	Common Law c.279 s.5	OBSTRUCT JUSTICE	Common Law			Common Law						
Yes 3	Common Law c.279 s.5	POLICE OFFICER, INTERFERE WITH	Common Law			Common Law						
Yes 2	Common Law c.279 s.5	RESIST ARREST	Common Law			Common Law						
Yes Contingent Note I	Common Law c.279 s.5	SOLICIT FELONY	Common Law			Common Law						
Yes 2	St.1995,c.152 s.10	WATER DISTRICT, TOWN OF REHOBOTH ST.	1995,c.152 s.10			Misd.						1 year

182 Section 4. (a) Certain offenses, broadly defined to encompass a
183 wide range of behavior, are placed at more than one offense seri-
184 ousness level in the master crime list. These offenses are identi-
185 fied by a staircased notation on the master crime list based on the
186 following considerations:—

187 (1) Manslaughter in violation of section 13 of chapter 265 is a
188 level 8 offense where it is voluntary manslaughter and a level 6
189 offense where it is involuntary manslaughter.

190 (2) Assault and battery by means of a dangerous weapon in vio-
191 lation of section 15A of chapter 265 is ranked according to the
192 degree of injury to the victim as follows:—

193 (i) Assault and battery by means of a dangerous weapon is a
194 level 6 offense where there is significant injury to the victim. Sig-
195 nificant injury includes: injuries which are characterized by a pro-
196 tracted period of total disability or long term impairment of
197 function, loss of function of any body members, organ, or mental
198 faculty; injuries, not necessarily permanently disabling, which
199 require long term medical care or rehabilitative therapy; injuries
200 which involve a gross disfigurement; and, injuries which result in
201 a permanent residual disability or loss of function to a significant
202 degree.

203 (ii) Assault and battery by means of a dangerous weapon is a
204 level 5 offense where there is moderate injury to the victim. Mod-
205 erate injury includes: injuries which involve extreme physical pain
206 and some discernible disability or loss of function of some body
207 member, organ, or mental faculty, such as fractures, internal
208 injuries or wounds which are serious but not life threatening; and,
209 psychological trauma that results in some temporary or partial dis-
210 ability.

211 (iii) Assault and battery by means of a dangerous weapon is a
212 level 4 offense where there is no injury or minor injury to the
213 victim. Minor injury includes: injuries which require some emer-
214 gency treatment, such as lacerations, contusions, or abrasions,
215 which have no residual effect; concussions without lasting neuro-
216 logical impact; physical injuries that are painful and obvious but
217 not in any way disabling; and, minimal, psychological trauma
218 without lasting effect.

219 (3) Armed robbery in violation of section 17 of chapter 265 is a
220 level 7 offense where there is a display of a gun. Any other viola-

221 tion of section 17 of chapter 265 is a level 6 offense with the
222 exception of certain violations of said section 17 of said chapter
223 265 that are subject to the provisions of subsection (b) of section 4.

224 (4) Breaking and entering in violation of sections 16 to 18,
225 inclusive, of chapter 266 is a level 6 offense where the breaking
226 and entering involves a dwelling and the offender is armed.
227 Breaking and entering is a level 5 offense where the crime involves
228 a dwelling and the offender is not armed, or where the crime does
229 not involve a dwelling and the offender is armed. Breaking and
230 entering a level 3 offense where the crime does not involve a
231 dwelling and the offender is not armed. Misdemeanor breaking and
232 entering, section 16A of chapter 266, is a level 2 offense.

233 (5) Certain property offenses are ranked according to the value
234 of property lost or destroyed as follows:—

235 (i) Where the value of the property lost or destroyed is \$50,000
236 or over, the offense is a level 5 offense.

237 (ii) Where the value of the property lost or destroyed is
238 between \$10,000 and \$50,000, the offense is a level 4 offense.

239 (iii) Where the value of the property lost or destroyed is
240 \$10,000 or under, the offense is a level 3 offense.

241 In determining the appropriate offense seriousness level for a
242 staircased offense, the judge may consider any evidence received
243 during the proceedings, any victim impact statement, any presen-
244 tence report when the judge requests one, and, any other informa-
245 tion that the judge deems credible.

246 (b) When a statute provides for a more severe penalty upon a
247 second and subsequent conviction for an offense, the second or
248 subsequent offense is elevated 1 level on the offense seriousness
249 scale on the master crime list. Where the offense is at level 8, the
250 offender shall be moved over 1 cell to the right to the next more
251 serious criminal history group in the grid. When a defendant is
252 charged as a second or subsequent offender under the relevant
253 statute, the prior conviction or convictions that served as the basis
254 for the second or subsequent charge shall not be counted in deter-
255 mining criminal history placement on the grid. Offenses that are
256 subject to a more severe penalty for second and subsequent con-
257 viction are so designated in the master crime list.

258 Section 5. There are 5 criminal history groups on the horizontal
259 axis of the sentencing guidelines grid as follows:—

260 (a) Criminal history group A, no/minor record, refers to a crim-
261 inal record that contains no prior convictions of any kind; or, 1 to 3
262 prior convictions in any combination for offenses in levels 1 or 2.

263 (b) Criminal history group B, moderate record, refers to a crim-
264 inal record that contains 4 or more prior convictions in any combi-
265 nation for offenses in level 1 or 2; or, 1 or 2 prior convictions in
266 any combination for offenses in level 3 or 4.

267 (c) Criminal history group C, serious record, refers to a crim-
268 inal record that contains 3 to 5 prior convictions in any combina-
269 tion for offenses in level 3 or 4; or, 1 prior conviction for offenses
270 in level 5 or 6.

271 (d) Criminal history group D, violent or repetitive record, refers
272 to a criminal record that contains 6 to 8 prior convictions in any
273 combination for offenses in level 3 or 4; or, 2 to 4 prior convic-
274 tions in any combination for offenses in level 5 or 6; or, 1 prior
275 conviction for offenses in level 7 to 9, inclusive.

276 (e) Criminal history group E, serious violent or serious repeti-
277 tive record, refers to a criminal record that contains 9 or more
278 prior convictions for offenses in level 3 or 4; or, 5 or more prior
279 convictions for offenses in level 5 or 6; or, 2 or more prior convic-
280 tions in any combination for offenses in level 7 to 9, inclusive.

281 Section 6. In determining placement in the appropriate criminal
282 history group on the sentencing guidelines grid, the following pro-
283 visions shall apply:—

284 (a) Only those prior offenses which resulted in a conviction
285 shall be counted for criminal history placement on the sentencing
286 guidelines grid. All convictions that occurred prior to the present
287 sentencing event shall be counted for criminal history placement
288 on the sentencing guidelines grid. The offense seriousness level of
289 each prior conviction shall be determined by reference to the ver-
290 sion of the master crime list in effect at the time of the sentencing
291 event for the present offense.

292 (b) Multiple prior convictions arising from the same criminal
293 conduct shall be counted as one prior conviction, based on the
294 most serious offense. There shall be a rebuttable presumption that
295 multiple prior convictions that have the same arraignment date
296 shall be counted as 1 prior conviction, based on the most serious
297 offense. Multiple convictions with the same arraignment date may
298 each be counted separately for purposes of criminal history place-

299 ment on the sentencing guidelines grid where each such conviction
300 is not part of the same criminal conduct. Multiple convictions
301 with different arraignment dates may be counted as a single con-
302 viction for purposes of criminal history placement on the sen-
303 tencing guidelines grid where each such conviction was part of the
304 same criminal conduct.

305 (c) Adjudications of delinquency for offenses classified in
306 offense seriousness levels 5 through 9, inclusive, on the master
307 crime list shall be considered as convictions of the offenses
308 involved and counted for purposes of criminal history. Adjudica-
309 tions of delinquency for offenses classified below level 5 shall not
310 be counted for purposes of criminal history, but the existence of
311 such adjudications may be considered as an aggravating factor for
312 departure from the sentencing guidelines range.

313 (d) Prior convictions in federal and other jurisdictions shall be
314 counted for criminal history purposes. The offense of prior con-
315 viction shall be assigned to the same offense seriousness level as
316 the Massachusetts offense in the master crime list with the same
317 or substantially the same elements.

318 (e) Where the prior conviction is a staircased offense and the
319 offense seriousness level of the staircased offense is not apparent
320 from the criminal record, there is a rebuttable presumption that the
321 prior conviction is in the lowest staircased level for that offense in
322 the master crime list.

323 (f) The judge shall decide any material contested issues relating
324 to criminal history.

325 Section 7. Sentencing pursuant to the sentencing guidelines
326 grid shall be based on the offense or offenses of conviction and
327 the criminal history of the defendant. The offense seriousness
328 level for each offense of conviction shall be determined from the
329 master crime list. The appropriate level of staircased offenses
330 shall be determined by taking into account the relevant stircasing
331 factors set forth herein. The number and types of prior convictions
332 shall be determined in accordance with section 5 of this chapter to
333 determine the appropriate criminal history group for the offender.
334 The sentencing guidelines range shall be determined by identi-
335 fying that grid cell where the seriousness level of the governing
336 offense on the vertical axis intersects with the classification of the
337 criminal history group on the horizontal axis.

338 (a) The sentencing judge may impose a sentence to incarceration within the sentencing guidelines range by imposing a maximum sentence from within the guideline range of the appropriate grid cell. Unless otherwise noted herein, the minimum sentence will always be two-thirds of the maximum sentence and will establish the initial parole eligibility date. The sentencing judge shall state both the maximum sentence and the parole eligibility date at the time of sentencing. This applies to all sentences of incarceration of 2 months or longer to houses of correction and all sentences to the state prison. Where the maximum sentence of incarceration to a house of correction is less than 2 months, the minimum sentence need not be two-thirds of the maximum sentence. Where the maximum sentence is selected from the guideline range in the applicable grid cell, the sentence will be within the guidelines and no written explanation is necessary.

353 (b) The sentencing judge may impose a sentence above or below the sentencing guidelines range where the court finds, based on clear and convincing evidence at the time of sentencing, that one or more aggravating or mitigating circumstances exist as provided in this chapter and that those circumstances constitute substantial and compelling reasons for departure. The sentencing judge shall set forth in writing reasons for departing from that range on a sentencing statement, consistent with the provisions of subsection (h) of chapter 211E. In imposing a sentence of incarceration that departs from the sentencing guidelines range, the minimum sentence shall be two-thirds of the maximum sentence. A sentence that departs below the sentencing guidelines range may include a sentence to any lesser term of incarceration or any intermediate sanction. Notwithstanding any other provision of law, it shall not constitute a departure for a judge to impose the statutory maximum sentence on any defendant in Criminal History Group E.

369 (1) The following exclusive mitigating and aggravating circumstances shall guide departures from the sentencing guidelines range. The presence of any such circumstance may warrant departure from the sentencing guidelines range in the discretion of the sentencing judge. In determining mitigation or aggravation, the judge may consider any evidence received during the proceedings; any victim impact statement; any presentence report, when the

376 judge requests one; and, any other information that the judge
377 deems credible.

378 (A) The exclusive list of mitigating circumstances is as
379 follows:—

380 (1) The defendant was a minor participant in the criminal conduct.

381 (2) The defendant was suffering from a mental or physical con-
382 dition that significantly reduced the culpability of the defendant
383 for the offense.

384 (3) The victim was an initiator, aggressor, or provoker of the
385 offense.

386 (4) The sentence was imposed in accordance with a jointly
387 agreed recommendation.

388 (5) The age of the defendant at the time of the offense.

389 (6) The defendant verifies current involvement in, or successful
390 completion of, a substance abuse or other treatment program that
391 began after the date of the offense.

392 (7) Not later than the time of the sentencing hearing, the defen-
393 dant has truthfully provided to the prosecution all information and
394 evidence the defendant has concerning the offense or offenses that
395 were part of the same course of conduct or of a common scheme
396 or plan, but the fact that the defendant has no relevant or useful
397 other information to provide or that the prosecution is already
398 aware of the information shall not preclude a determination by the
399 court that this constitutes a mitigating circumstance.

400 The sentencing judge shall be required to conduct a hearing in
401 determining aggravating or mitigating factors. (B) The exclusive
402 list of aggravating circumstances is as follows:—

403 (1) The victim was especially vulnerable due to age or physical
404 or mental disability.

405 (2) The victim was treated with particular cruelty.

406 (3) The defendant used position or status to facilitate commis-
407 sion of the offense, such as a position of trust, confidence or fidu-
408 ciary relationship.

409 (4) The defendant was a leader in the commission of an offense
410 involving two or more criminal actors.

411 (5) The defendant committed the offense while on probation,
412 on parole, or during escape.

413 (6) The defendant has committed repeated offenses against the
414 same victim.

415 (7) The defendant has committed the offense: (i) to intimidate
416 or coerce a civilian population; (ii) to influence the policy of a
417 government by intimidation or coercion; or (iii) to affect the con-
418 duct of a government by assassination or kidnapping.

419 The sentencing judge shall be required to conduct a hearing in
420 determining aggravating or mitigating factors.

421 (c) When a defendant is convicted of multiple offenses arising out
422 of the same criminal conduct, the judge may impose concurrent or
423 consecutive sentences, subject to the following provisions. The judge
424 shall impose a consecutive sentence when the imposition of a consec-
425 utive sentence is required by the terms of the statute pertaining to a
426 particular offense. The judge may impose concurrent or consecutive
427 sentences of incarceration in the house of correction or the state
428 prison for each offense where such incarceration is permitted by law,
429 subject to the following limitation. The judge may impose consecu-
430 tive sentences to the state prison or the house of correction by
431 selecting a sentence from the guidelines range in the applicable grid
432 cell for each offense to be sentenced consecutively. Any sentence
433 imposed as concurrent or consecutive to a governing offense may be
434 for a period of incarceration, or for a period of probation, which is
435 less than the lower limit of the sentencing guidelines range contained
436 in the applicable grid cell or for any level of intermediate sanction,
437 without constituting a departure from the sentencing guidelines.

438 When a defendant is convicted of multiple offenses which arise
439 out of the same criminal conduct and there is a single or no
440 victim, the total of the consecutive sentence imposed may not
441 exceed the upper limit range of the sentencing guidelines range in
442 the grid cell of the governing offense. Where the total exceeds the
443 upper limit, it shall be considered a departure from the guidelines
444 and the judge is required to provide written reasons.

445 When a defendant is convicted of multiple offenses which arise
446 out of the same criminal conduct and there are multiple victims,
447 the total of the consecutive sentence imposed may not exceed two
448 times the upper limit range of the sentencing guidelines range in
449 the grid cell of the governing offense. Where the total exceeds two
450 times the upper limit, it shall be considered a departure from the
451 guidelines and the judge is required to provide written reasons.

452 Any court which accepts a plea of guilty or an admission to suf-
453 ficient facts, to a criminal offense, and the term of incarceration

454 for that offense is subject to a period of post-incarceration super-
455 vision pursuant to section seventeen of chapter 211G, shall inform
456 the defendant who is offering the plea, prior to acceptance, that
457 such plea shall result in the defendant being subject to post-con-
458 viction supervision under the provision of that section.
459 Failure to inform the defendant that his plea may result in his
460 being subject to post-incarceration supervision under the provi-
461 sions of that section shall not be grounds to vacate or invalidate
462 the plea.

463 Section 8. Sentencing guidelines for offenses with mandatory
464 minimum terms are as follows:—

465 (a) No departures below the mandatory minimum sentences for
466 firearms offenses in violation of paragraph (a), (c) or (d) of
467 section 10 or section 10E of chapter 269 are permitted. These enu-
468 merated mandatory firearms offenses are not integrated into the
469 guidelines grid. The sentencing guidelines for these mandatory
470 firearms offenses are the mandatory sentencing provisions of the
471 existing statutes. The minimum term of incarceration shall be no
472 less than the mandatory minimum sentence provided in said para-
473 graph (a), (c) or (d) of said section 10 or said section 10E of said
474 chapter 269. The sentencing judge is required to impose a min-
475 imum and a maximum sentence, but the minimum sentence need
476 not be two-thirds of the maximum. For purposes of determining
477 the criminal history group for a defendant with prior mandatory
478 firearms convictions, the master crime list provides the offense
479 seriousness level corresponding to the sentencing guidelines grid
480 for each firearms offense with a mandatory minimum sentence.

481 (b) For purposes of this chapter, operating under the influence
482 offenses refer to offenses enumerated in the second paragraph of
483 section 23 of chapter 90, subparagraph (1) of paragraph (a) of sub-
484 division (1) of section 24 of said chapter 90, and subparagraph (A)
485 of paragraph (1) of subsection (a) of section 8 of chapter 90B. No
486 departures below any mandatory minimum sentences for operating
487 under the influence offenses are permitted. These operating under
488 the influence offenses are not integrated into the guidelines grid.
489 The sentencing guidelines for these operating under the influence
490 offenses are the mandatory sentencing provisions of the existing
491 statutes. The minimum term of incarceration shall be no less than
492 any mandatory minimum sentence provided in said subparagraph

493 (1) of paragraph (a) of subdivision (1) of said section 24 of said
494 chapter 90 and said subparagraph (A) of paragraph (1) of subsec-
495 tion (a) of said section 8 of said chapter 90B. The sentencing judge
496 is required to impose a minimum and a maximum sentence, but the
497 minimum sentence need not be two-thirds of the maximum.

498 For purposes of determining the criminal history group for a
499 defendant with prior convictions for operating under the influence
500 offenses, the master crime list provides the offense seriousness
501 level for each operating under the influence offense.

502 Nothing in this section shall be found to prohibit a sentence
503 pursuant to subparagraph (4) of said paragraph (a) of said subdivi-
504 sion (1) of said section 24 of said chapter 90 or said subparagraph
505 (A) of paragraph (3) of said subsection (a) of said section 8 of said
506 chapter 90B.

507 (c) Offenses in violation of the controlled substances act.

508 (1) Notwithstanding any other provision of law, in the case of
509 an offense under paragraph (c) of section 32A, clauses (2) and (3)
510 of paragraph (a), clauses (1) and (2) of paragraph (b), clauses (1)
511 and (2) of paragraph (c) of section 32E and section 32J of chapter
512 94C, the court may impose a sentence pursuant to the sentencing
513 guidelines without regard to any mandatory minimum sentence
514 that might otherwise apply, if the court finds at sentencing that the
515 following mitigating circumstances apply. The following is the
516 exclusive list of mitigating conditions:

517 (1) the criminal history of the defendant falls in criminal his-
518 tory group A or B in the sentencing guidelines grid;

519 (2) the defendant has no prior drug distribution and trafficking
520 convictions;

521 (3) the defendant did not use violence or credible threats of vio-
522 lence or possess a firearm or other dangerous weapon, or induce
523 another participant to do so, in connection with the offense;

524 (4) the offense did not result in the death or serious bodily
525 injury to any person;

526 (5) the defendant is a minor participant in the manufacture, dis-
527 tribution or sale of controlled substances;

528 (6) the defendant is not charged with an offense involving
529 minors.

530 In addition to the above conditions, the burden is on the defen-
531 dant to prove the mitigating factors by clear and convincing evi-

532 dence. The sentencing judge must find any proven factors constitute
533 a substantial reason to depart from a mandatory minimum sentence.
534 The commonwealth must be provided notice, the opportunity to be
535 heard, and the right to appeal. The departure hearing will be con-
536 ducted after conviction has been entered, after trial or a plea.

537 The judge may not depart below the sentencing guidelines after
538 he has departed from the mandatory minimum scheme. If the
539 appropriate grid box contains a sentencing option of incarceration
540 or intermediate sanctions, the court must impose incarceration.
541 The statute will not apply to any crime committed before the date
542 that the guidelines become effective.

543 Where the judge departs below the mandatory minimum sen-
544 tence and imposes an incarceration sentence within the guidelines
545 range, the minimum sentence shall be two-thirds of the maximum
546 sentence; the defendant shall be eligible for parole at the expira-
547 tion of the minimum sentence; and, the defendant shall be eligible
548 for earned good time, work release, and other pre-release pro-
549 grams deemed appropriate by the correctional authority with cus-
550 tody responsibility, notwithstanding the provisions of section 32H
551 of chapter 94C.

552 Where the judge does not depart below the mandatory min-
553 imum sentence the minimum sentence need not be two-thirds of
554 the maximum.

555 (d) No departures below any mandatory minimum sentence
556 provided for in these enumerated sections are permitted. As set
557 forth in the master crime list, violations of subsection (a) of
558 section 24G of chapter 90, subsection (1) of section 8B of chapter
559 90B, sections 4B and 6 of chapter 272 are level 6 offenses; viola-
560 tions of subsections (b) and (c) of section 43 of chapter 265, and
561 section 4A of chapter 272 are level 5 offenses; violations of
562 section 4A of chapter 272, subdivision (1) of section 24L of
563 chapter 90, subsection (1) of section 8A of chapter 90B, section
564 27A and subsection (a) of section 28 of chapter 266, section 39 of
565 chapter 268, and section 7 of chapter 272 are level 4 offenses.

566 The minimum term of incarceration shall be no less than the
567 mandatory minimum sentence provided in the statutes enumerated
568 in this paragraph. The sentencing judge is required to impose a
569 minimum and a maximum sentence, but the minimum sentence
570 need not be two-thirds of the maximum.

571 The defendant shall be eligible for parole at the expiration of the
572 minimum sentence. The defendant shall not be eligible for earned
573 good time, work release, and other pre-release programs deemed
574 appropriate by the correctional authority with custody responsibility,
575 until the defendant has served the mandatory minimum sentence.

576 (e) For those offenses with a statutory minimum sentence, it
577 shall not be considered a departure for the judge to impose a sen-
578 tence within the sentencing guidelines range, even though the sen-
579 tence may be below the statutory minimum sentence. Where the
580 statutory minimum sentence exceeds the sentencing guidelines
581 range, the imposition of the statutory minimum sentence shall not
582 constitute a departure from the sentencing guidelines.

583 Section 9. Notwithstanding paragraph (c) of section 3 of
584 chapter 211E, a judge may impose any sentence which exceeds
585 the statutory maximum term set forth in the statute that establishes
586 the penalty for the particular offense; provided the sentence does
587 not exceed the guidelines range. Notwithstanding any other provi-
588 sion of law, it shall not constitute a departure for a judge to
589 impose the statutory maximum sentence on any defendant in
590 Criminal History Group E.

591 Section 10. When a district or municipal court judge is imposing
592 a sentence and the sentencing guidelines range in the applicable
593 grid cell exceeds the district and municipal court sentencing juris-
594 diction of two and one-half years, the sentencing guidelines range
595 shall be an incarceration zone range of 20 to 30 months and it shall
596 not constitute a departure from the sentencing guidelines for a dis-
597 trict or municipal court judge to impose a sentence of incarceration
598 from within the 20 to 30 month sentencing guidelines range.

599 Section 11. Guidelines for sentencing to intermediate sanctions,
600 as defined in section 1 of chapter 211F, are integrated into the sen-
601 tencing guidelines grid in the discretionary zone or the interme-
602 diate sanctions zone as described in section 2.

603 There are 4 levels of intermediate sanctions consistent with the
604 severity of the restrictions on personal liberty and the intensity of
605 supervision. The 4 levels of intermediate sanctions are integrated
606 as follows:—

607 (1) Level 1, financial accountability, which represents the level
608 of restriction and accountability that is typically associated with
609 administrative probation. It is primarily designed to monitor the

610 timely payment of restitution, fines, victim/witness fees, and the
611 like, by the offender.

612 (2) Level 2, standard probation supervision, under which the
613 offender is subject to weekly accountability of his whereabouts.
614 This represents the level of restriction and accountability that is
615 typically associated with standard probation supervision.

616 (3) Level 3, daily accountability, under which the offender is
617 subject to daily accountability of his whereabouts. Level 3 sanc-
618 tions may include, but are not limited to, electronic monitoring,
619 daily reporting, reporting on demand, special curfew supervision,
620 and intensive probation supervision. This represents the level of
621 restriction and accountability that falls in between 24 hour restric-
622 tion and standard probation.

623 (4) Level 4, 24 hour restriction, under which the defendant is
624 subject to 24 hour restriction and accountability of his where-
625 abouts. Level 4 sanctions may include, but are not limited to, a
626 placement in a halfway house, inpatient alcohol and drug treat-
627 ment facility, home confinement, electronic monitoring and daily
628 reporting. This represents the maximum level or restriction and
629 accountability short of incarceration.

630 A sentence to an intermediate sanction shall be imposed as a
631 condition of probation, consistent with the provisions of para-
632 graph (c) of section 3 of chapter 211F. Conditions of probation,
633 including, but not limited to, random drug and alcohol testing,
634 substance abuse counseling, financial restitution and the payment
635 of fines are available at every level. The length of the probation
636 period that may be imposed upon conviction shall be consistent
637 with the provisions of section 87 of chapter 276. The sentencing
638 judge shall specify the intermediate sanction level. The super-
639 vising probation officer has the discretion to move a probation
640 down in level or levels in appropriate circumstances, without judi-
641 cial consultation, consistent with any special conditions or dura-
642 tion of probation specified by the judge. A reduction in the
643 intermediate sanction level by a probation officer shall not go
644 below the guideline levels set forth in the grid cell in which the
645 offender was sentenced.

646 Section 12. The sentencing guidelines do not apply to a proba-
647 tion revocation hearing. In imposing a sentence at a probation
648 revocation hearing, the judge has the discretion to impose any

649 sentence up to the statutory maximum. When imposing a sentence
650 of incarceration, the judge shall impose both a minimum sentence
651 and a maximum sentence and the minimum sentence must be two-
652 thirds of the maximum sentence.

653 Section 13. A sentence to a house of correction shall not be sus-
654 pended in whole, but a sentence to a house of correction may be
655 suspended in part to permit the imposition of a split sentence. In
656 imposing a split sentence, a judge shall impose a minimum and a
657 maximum term as provided by paragraph (a) of section 6 and shall
658 specify the period of incarceration to be served in the house of
659 correction. The judge shall also specify the term of probation to
660 be served subsequent to the period of incarceration.

661 Section 14. When appropriate, a judge shall order fines or resti-
662 tution or both as part of any sentence. Restitution to the victim
663 shall be a priority of the judge at the time of sentencing, regard-
664 less of whether the offender is incarcerated.

665 Section 15. In sentencing a defendant after trial or after accep-
666 tance of a guilty plea pursuant to either Rule 12 of the Rules of
667 Criminal Procedure or Rule 4(c) of the District/Municipal Court
668 Rules of Criminal Procedure, the court shall comply with the pro-
669 visions of Rule 28 of the Massachusetts Rules of Criminal Pro-
670 cture. The judge shall allow both parties to be heard at sentencing
671 on all sentencing issues. In determining the sentence, the judge
672 may rely on any evidence received during the proceedings; any
673 victim impact statement; any presentence report, when the judge
674 requests one; and, any other information the judge deems credible.
675 A sentencing statement shall be completed in accordance with
676 paragraph (h) of section 3 of chapter 211E for each defendant
677 being sentenced. The sentencing judge shall sign the completed
678 sentencing statement and a copy shall be submitted to the Sen-
679 tencing Commission as provided in paragraph (h) of said section 3
680 of said chapter 211E.

681 Section 16. The defendant or the commonwealth may appeal a
682 sentence imposed pursuant to sentencing guidelines, to the extent
683 an appeal is permitted in accordance with the provisions of section
684 4 of chapter 211E. If an appeal or application is taken by the
685 Commonwealth, the court, upon written motion of the defendant
686 supported by affidavit, shall determine and approve the payment
687 to the defendant of his or her costs of appeal together with reason-

688 able attorney's fees to be paid on the order of the court upon the
689 entry of the appellate decision in favor of the defendant.

1 SECTION 19. The sentencing commission established by
2 chapter 432 of the acts of 1993 shall monitor the implementation
3 of the sentencing guidelines for a period of 3 years after the effec-
4 tive date of this act. The sentencing commission shall review the
5 application of the concurrent or consecutive sentencing provisions
6 and the mandatory sentences in the prosecution of controlled sub-
7 stances for fair application of said sections consistent with the
8 spirit and intent of this act.

1 SECTION 20. The provisions of this act shall take effect on
2 _____, 2003 and the sentencing guidelines and other
3 related provisions contained herein shall apply to all felonies and
4 misdemeanors committed on or after said date. All offenses com-
5 mitted prior to _____, 2003 shall be governed by the
6 laws, including, but not limited to, those on sentencing, parole,
7 and probation, in effect at the time the offense is committed.